

HOUSE JOURNAL

FORTY-FIFTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FIFTY-SECOND DAY

(Continued)

(Thursday, April 15, 1937)

The House met at 10:00 o'clock a. m., and was called to order by Speaker Calvert.

LEAVES OF ABSENCE GRANTED (By unanimous consent)

Mr. McDonald was granted leave of absence for today, and the balance of the week, on account of a death in his family, on motion of Mr. Blankenship.

Mr. McConnell was granted leave of absence for last Tuesday, on account of important business.

BILL ORDERED NOT PRINTED

On motion of Mr. Walker, Senate Bill No. 245 was ordered not printed.

RELATIVE TO SENATE BILL NO. 453

Mr. Petsch moved that Senate Bill No. 453 be printed in mimeograph form and not otherwise printed.

Mr. Bradbury raised a point of order, on consideration of the motion, at this time, on the ground that the time allotted for the making of routine motions has expired.

The Speaker sustained the point of order.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committee, as follows:

By Mr. Felty:

H. B. No. 1103, A bill to be entitled "An Act amending Section 5 of Chapter 41, Special Laws of the Forty-fourth Legislature, Regular Session, same being House Bill No. 641, by providing that there shall be a closed season on fishing in the waters of Medina Lake in Bandera County, Texas, during the months of February, March and April of each year, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Lanning:

H. B. No. 1105, A bill to be entitled "An Act amending Chapter 66, Forty-second Legislature, Regular Session, Section 1, exempting Jack County from the provisions of the Act; providing for the regulation and protection of catching and taking of fish in Jack County; prohibiting the sale or purchase of any fish caught in any waters in Jack County; providing for a penalty, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

Mr. Pope moved to introduce, at this time, and have placed on first reading, House Bill No. 1104.

The motion prevailed by the following vote:

Yeas—116

Adkins	Hankamer
Alexander	Harbin
Alsup	Hardin
Amos	Harper
Baker	Harrell
Bates	Harris of Dallas
Beckworth	Harris of Dickens
Blankenship	Hartzog
Boethel	Heflin
Bond	Herzik
Boyer	Holland
Bradbury	Hoskins
Bradford	Huddleston
Bridgers	Hull
Broadfoot	Jackson
Brown	James
Burton	Johnson of Ellis
Cagle	Jones of Angelina
Callan	Jones of Atascosa
Carssow	Jones of Falls
Cauthorn	Jones of Wise
Celaya	Kelt
Cleveland	Kenyon
Davis of Haskell	King
Davison of Fisher	Knetsch
Davisson	Langdon
of Eastland	Lankford
Deglandon	Leath
Derden	Leonard
Dickison	Leyendecker
England	Little
Farmer	Loggins
Felty	Mann
Fielden	Mauritz
Fox	Mays
Graves	

McConnell	Shell
McFarland	Simpson
McKee	Skaggs
Moffett	Smith of Hopkins
Monkhouse	Smith
Morris	of Matagorda
Morse	Smith of Tarrant
Newton	Stevenson
Oliver	Stinson
Palmer	Stocks
Patterson of Mills	Talbert
Petsch	Tarwater
Pope	Tennant
Powell	Tennyson
Prescott	Thornton
Ragsdale	Vale
Reader	Waggoner
Reed of Bowie	Walker
Reed of Dallas	Weldon
Roark	Westbrook
Ross	Winfree
Russell	Wood
Rutta	Worley
Sharpe	

Nays—1

Thornberry

Absent

Bell	Lanning
Cathey	London
Colquitt	McCracken
Davis of Jasper	McKinney
Dean	Metcalfe
Dollins	Nicholson
Fuchs	Patterson
Gibson	of Travis
Hanna	Rhodes
Howard	Riddle
Hyder	Schuenemann
Keefe	Settle
Keith	Sewell

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Pope:

H. B. No. 1104, A bill to be entitled "An Act providing that all crude petroleum oil and products of crude petroleum oil in storage in the various oil fields of Texas on and prior to March 1, 1937, shall be inventoried, identified and classified, and after paying taxes and penalties held to be legal and tenderable oil and products of oil; providing for payment of production taxes and other penalties, and for the issuance of receipts and certificates by the Comptroller, and authorizing its movement into commerce

upon proper application to the Railroad Commission for tenders, and suspending laws and rules and regulations in conflict herewith; providing for correcting inventories, and declaring an emergency."

Referred to the Committee on Oil, Gas and Mining.

Mr. Smith of Hopkins moved to introduce, at this time, and have placed on first reading, House Bill No. 1106.

The motion prevailed by the following vote:

Yeas—105

Adkins	Johnson of Ellis
Alsup	Jones of Angelina
Amos	Jones of Falls
Baker	Jones of Wise
Blankenship	Kelt
Boethel	King
Bond	Lankford
Boyer	Lanning
Bradbury	Leath
Bradford	Little
Bridgers	Loggins
Brown	London
Burton	Mauritz
Cagle	Mays
Callan	McFarland
Carsow	McKee
Cathey	Metcalfe
Cauthorn	Moffett
Celaya	Monkhouse
Davis of Haskell	Morris
Davis of Jasper	Morse
Davisson	Newton
of Eastland	Oliver
Deglandon	Palmer
Derden	Patterson of Mills
Dickison	Patterson
Dollins	of Travis
England	Petsch
Felty	Pope
Fielden	Powell
Fox	Prescott
Gibson	Reed of Bowie
Graves	Reed of Dallas
Hankamer	Riddle
Hanna	Roark
Harbin	Ross
Hardin	Russell
Harper	Rutta
Harrell	Settle
Harris of Dallas	Simpson
Harris of Dickens	Skaggs
Heflin	Smith of Hopkins
Holland	Smith of Tarrant
Hoskins	Stinson
Howard	Stocks
Huddleston	Talbert
Hull	Tarwater
Hyder	Tennant
Jackson	Tennyson
James	Thornberry

Thornton
Walker
Weldon
Westbrook

Winfree
Wood
Worley

Nays—8

Beckworth
Broadfoot
Fuchs
Hamilton

Keith
Knetsch
Sharpe
Waggoner

Absent

Alexander
Bates

Mann
McConnell
McCracken

Bell
Cleveland

McKinney
Nicholson

Colquitt

Ragsdale

Davison of Fisher

Reader

Dean

Rhodes

Farmer

Schuenemann

Hartzog

Sewell

Herzik

Shell

Jones of Atascosa

Smith

Keefe

of Matagorda

Kenyon

Stevenson

Langdon

Vale

Leonard

Leyendecker

Absent—Excused

Harris of Archer

Lucas

Johnson

McDonald

of Tarrant

Quinn

Kern

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Smith of Hopkins:

H. B. No. 1106, A bill to be entitled "An Act providing relief to the Tira Common School District, No. 29, in Hopkins County, Texas, in order to aid said School District in rebuilding and equipping its school building which was destroyed by fire on April 9, 1937; making an appropriation to said District for said property, and declaring an emergency."

Referred to the Committee on Appropriations.

RELATIVE TO HOUSE BILL NO. 113

Mr. Bradford moved to take up from the table House Bill No. 113.

The bill having heretofore been laid on the table subject to call.

The motion prevailed.

SENATE BILL NO. 406 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 406, A bill to be entitled "An Act to increase the civil jurisdic-

tion of the county court of Collingsworth County, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 406 ON THIRD READING

Mr. Worley moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 406 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—131

Adkins

Harris of Dickens

Alexander

Hartzog

Alsup

Heflin

Amos

Herzik

Baker

Holland

Bates

Hoskins

Beckworth

Huddleston

Bell

Hull

Blankenship

Jackson

Boethel

James

Bond

Johnson of Ellis

Boyer

Jones of Angelina

Bradbury

Jones of Atascosa

Bridgers

Jones of Falls

Broadfoot

Jones of Wise

Brown

Keefe

Burton

Keith

Cagle

Kelt

Callan

Kenyon

Carssow

King

Cathey

Knetsch

Cauthorn

Langdon

Celaya

Lankford

Cleveland

Lanning

Colquitt

Leath

Davis of Haskell

Leyendecker

Davis of Jasper

Little

Davison of Fisher

Loggins

Davison

London

of Eastland

Mann

Dean

Mauritz

Deglandon

Mays

Derden

McConnell

Dickison

McCracken

Dollins

McFarland

England

McKee

Farmer

McKinney

Felty

Metcalfe

Fielden

Moffett

Fox

Monkhouse

Gibson

Morris

Graves

Morse

Hamilton

Newton

Hankamer

Oliver

Hanna

Patterson of Mills

Harbin

Patterson

Hardin

of Travis

Harper

Petsch

Harrell

Pope

Harris of Dallas

Prescott

Ragsdale	Smith of Tarrant
Reader	Stevenson
Reed of Bowie	Stinson
Rhodes	Stocks
Riddle	Talbert
Roark	Tarwater
Ross	Tennant
Russell	Tennyson
Rutta	Thornberry
Schuenemann	Thornton
Settle	Vale
Sharpe	Waggoner
Shell	Walker
Simpson	Weldon
Skaggs	Winfree
Smith	Wood
of Matagorda	Worley

Absent

Bradford	Palmer
Fuchs	Powell
Howard	Reed of Dallas
Hyder	Sewell
Leonard	Smith of Hopkins
Nicholson	Westbrook

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	

The Speaker then laid Senate Bill No. 406 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—132

Adkins	Davisson
Alsup	of Eastland
Amos	Dean
Baker	Deglandon
Bates	Derden
Beckworth	Dickison
Bell	Dollins
Blankenship	England
Boethel	Farmer
Bond	Felty
Boyer	Fielden
Bradbury	Fox
Bradford	Gibson
Bridgers	Graves
Broadfoot	Hamilton
Brown	Hankamer
Burton	Hanna
Cagle	Harbin
Callan	Hardin
Carsow	Harper
Cathey	Harrell
Cauthorn	Harris of Dallas
Celaya	Harris of Dickens
Cleveland	Hartzog
Colquitt	Heflin
Davis of Haskell	Herzik
Davis of Jasper	Holland
Davison of Fisher	Hoskins

Huddleston	Patterson of Mills
Hull	Patterson
Hyder	of Travis
Jackson	Petsch
James	Prescott
Johnson of Ellis	Ragsdale
Jones of Angelina	Reader
Jones of Atascosa	Reed of Bowie
Jones of Falls	Rhodes
Jones of Wise	Riddle
Keefe	Roark
Keith	Ross
Kelt	Russell
Kenyon	Rutta
King	Settle
Knetsch	Sharpe
Langdon	Shell
Lankford	Simpson
Lanning	Skaggs
Leath	Smith of Hopkins
Leyendecker	Smith
Little	of Matagorda
Loggins	Smith of Tarrant
London	Stevenson
Mann	Stinson
Mauritz	Stocks
Mays	Talbert
McConnell	Tarwater
McCracken	Tennant
McFarland	Tennyson
McKee	Thornberry
McKinney	Thornton
Metcalfe	Vale
Moffett	Waggoner
Monkhouse	Walker
Morris	Weldon
Morse	Winfree
Newton	Wood
Oliver	Worley
Palmer	

Absent

Alexander	Powell
Fuchs	Reed of Dallas
Howard	Schuenemann
Leonard	Sewell
Nicholson	Westbrook
Pope	

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	

SENATE BILL NO. 417 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 417, A bill to be entitled "An Act authorizing the County Judge to employ a stenographer or clerk in any county having a population of not more than 15,175 and not less than 15,125 inhabitants according to the last preceding census; regulating the

salary of same; providing for payment of salary; providing for removal, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 417 ON THIRD READING

Mr. McKee moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 417 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—125

Adkins	Herzik
Alsup	Holland
Amos	Hoskins
Baker	Howard
Bates	Huddleston
Beckworth	Hull
Bell	Hyder
Blankenship	James
Boethel	Johnson of Ellis
Boyer	Jones of Angelina
Bradbury	Jones of Falls
Bradford	Jones of Wise
Bridgers	Keith
Broadfoot	Kelt
Brown	Kenyon
Burton	King
Cagle	Knetsch
Callan	Langdon
Carssow	Lankford
Cathey	Lanning
Cauthorn	Leath
Celaya	Leonard
Cleveland	Leyendecker
Colquitt	Little
Davis of Haskell	Loggins
Davis of Jasper	London
Davison of Fisher	Mann
Davison	Mauritz
of Eastland	Mays
Dean	McConnell
Deglandon	McCracken
Derden	McFarland
Dickison	McKee
Dollins	Metcalfe
Farmer	Moffett
Felty	Morris
Fielden	Morse
Fox	Newton
Gibson	Nicholson
Hamilton	Palmer
Hankamer	Patterson of Mills
Hanna	Patterson
Harbin	of Travis
Hardin	Pope
Harper	Prescott
Harrell	Reader
Harris of Dallas	Reed of Bowie
Harris of Dickens	Rhodes
Heflin	Riddle

Roark	Stinson
Ross	Stocks
Russell	Talbert
Rutta	Tarwater
Schuenemann	Tennant
Settle	Tennyson
Sharpe	Thornberry
Shell	Thornton
Simpson	Vale
Skaggs	Waggoner
Smith of Hopkins	Walker
Smith	Weldon
of Matagorda	Winfree
Smith of Tarrant	Wood
Stevenson	Worley

Absent

Alexander	McKinney
Bond	Monkhouse
England	Oliver
Fuchs	Petsch
Graves	Powell
Hartzog	Ragsdale
Jackson	Reed of Dallas
Jones of Atascosa	Sewell
Keefe	Westbrook

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	

The Speaker then laid Senate Bill No. 417 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—122

Adkins	Davison
Alsup	of Eastland
Amos	Dean
Baker	Deglandon
Bates	Derden
Beckworth	Dickison
Bell	Dollins
Blankenship	England
Boethel	Farmer
Bond	Felty
Boyer	Fielden
Bradbury	Fox
Bradford	Gibson
Bridgers	Graves
Broadfoot	Hamilton
Brown	Hankamer
Burton	Hanna
Cagle	Harbin
Callan	Hardin
Carssow	Harper
Cauthorn	Harris of Dallas
Celaya	Harris of Dickens
Cleveland	Heflin
Colquitt	Herzik
Davis of Haskell	Holland
Davis of Jasper	Hoskins
Davison of Fisher	Howard

Huddleston	Pope
Hull	Prescott
Hyder	Reader
James	Reed of Bowie
Johnson of Ellis	Reed of Dallas
Jones of Angelina	Rhodes
Jones of Falls	Roark
Jones of Wise	Ross
Keefe	Russell
Keith	Rutta
Kelt	Schuenemann
Kenyon	Settle
King	Sharpe
Knetsch	Shell
Langdon	Simpson
Lankford	Skaggs
Lanning	Smith of Hopkins
Leath	Smith
Leonard	of Matagorda
Leyendecker	Smith of Tarrant
Little	Stevenson
Loggins	Stinson
London	Stocks
Mann	Talbert
Mauritz	Tarwater
Mays	Tennant
McConnell	Tennyson
McCracken	Thornton
McKee	Vale
Metcalfe	Waggoner
Moffett	Walker
Morris	Weldon
Morse	Winfree
Newton	Wood
Patterson	Worley
of Travis	

Absent

Alexander	Oliver
Cathey	Palmer
Fuchs	Patterson of Mills
Harrell	Petsch
Hartzog	Powell
Jackson	Ragsdale
Jones of Atascosa	Riddle
McFarland	Sewell
McKinney	Thornberry
Monkhouse	Westbrook
Nicholson	

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	

SENATE BILL NO. 420 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 420, A bill to be entitled "An Act relating to the jurisdiction of the county court of Sterling County, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 420 ON THIRD READING

Mr. Prescott moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 420 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—126

Adkins	Huddleston
Alsup	Hull
Amos	Hyder
Baker	James
Bates	Johnson of Ellis
Beckworth	Jones of Angelina
Bell	Jones of Falls
Blankenship	Jones of Wise
Boethel	Keefe
Bond	Keith
Boyer	Kelt
Bradbury	Kenyon
Bradford	King
Bridgers	Knetsch
Broadfoot	Langdon
Brown	Lankford
Burton	Lanning
Cagle	Leath
Callan	Leonard
Carssow	Leyendecker
Cauthorn	Little
Celaya	London
Cleveland	Mann
Colquitt	Mauritz
Davis of Haskell	Mays
Davis of Jasper	McConnell
Davison of Fisher	McCracken
Davisson	McFarland
of Eastland	McKee
Deglandon	Moffett
Dickison	Monkhouse
Dollins	Morris
England	Morse
Farmer	Newton
Felty	Oliver
Fielden	Palmer
Fox	Patterson
Gibson	of Travis
Graves	Petsch
Hamilton	Pope
Hankamer	Prescott
Hanna	Reader
Harbin	Reed of Bowie
Hardin	Reed of Dallas
Harper	Rhodes
Harrell	Roark
Harris of Dallas	Russell
Harris of Dickens	Rutta
Hartzog	Schuenemann
Heflin	Settle
Herzik	Sharpe
Holland	Shell
Hoskins	Simpson
Howard	Skaggs

Smith of Hopkins	Thornberry
Smith of Matagorda	Thornton
Smith of Tarrant	Vale
Stevenson	Waggoner
Stinson	Walker
Stocks	Weldon
Talbert	Westbrook
Tarwater	Winfree
Tennant	Wood
Tennyson	Worley

Absent

Alexander	Metcalf
Cathey	Nicholson
Dean	Patterson of Mills
Derden	Powell
Fuchs	Ragsdale
Jackson	Riddle
Jones of Atascosa	Ross
Loggins	Sewell
McKinney	

Absent—Excused

Harris of Archer	Lucas
Johnson of Tarrant	McDonald
Kern	Quinn

The Speaker then laid Senate Bill No. 420 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—129

Adkins	Deglandon
Alexander	Derden
Alsup	Dickson
Amos	Dollins
Baker	England
Bates	Farmer
Beckworth	Felty
Bell	Fielden
Blankenship	Fox
Boethel	Gibson
Bond	Graves
Boyer	Hamilton
Bradbury	Hankamer
Bradford	Hanna
Bridgers	Harbin
Broadfoot	Hardin
Brown	Harper
Burton	Harrell
Cagle	Harris of Dallas
Callan	Harris of Dickens
Carssow	Hartzog
Cathey	Heflin
Celaya	Herzik
Cleveland	Holland
Colquitt	Hoskins
Davis of Haskell	Howard
Davis of Jasper	Huddleston
Davison of Fisher	Hull
Davison	Hyder
of Eastland	Jackson

Johnson of Ellis	Petsch
Jones of Angelina	Pope
Jones of Falls	Prescott
Jones of Wise	Reader
Keefe	Reed of Bowie
Keith	Reed of Dallas
Kelt	Rhodes
Kenyon	Roark
King	Russell
Knetsch	Rutta
Langdon	Schuenemann
Lankford	Settle
Lanning	Sharpe
Leath	Shell
Leonard	Simpson
Leyendecker	Skaggs
Little	Smith of Hopkins
Loggins	Smith of Matagorda
London	Smith of Tarrant
Mann	Stevenson
Mauritz	Stinson
Mays	Stocks
McConnell	Talbert
McCracken	Tarwater
McFarland	Tennant
McKee	Tennyson
Metcalf	Thornberry
Moffett	Thornton
Monkhouse	Waggoner
Morris	Walker
Morse	Weldon
Newton	Westbrook
Oliver	Winfree
Palmer	Wood
Patterson of Travis	Worley

Absent

Cauthorn	Patterson of Mills
Dean	Powell
Fuchs	Ragsdale
James	Riddle
Jones of Atascosa	Ross
McKinney	Sewell
Nicholson	Vale

Absent—Excused

Harris of Archer	Lucas
Johnson of Tarrant	McDonald
Kern	Quinn

SENATE BILL NO. 443 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 443, A bill to be entitled "An Act creating a Special Road Law for Waller County, Texas, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 443 ON THIRD
READING

Mr. Baker moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 443 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—132

Adkins	Hartzog
Alexander	Heflin
Alsup	Herzik
Amos	Holland
Baker	Hoskins
Bates	Howard
Beckworth	Huddleston
Bell	Hull
Blankenship	Hyder
Boethel	James
Bond	Johnson of Ellis
Boyer	Jones of Angelina
Bradbury	Jones of Falls
Bradford	Jones of Wise
Bridgers	Keefe
Broadfoot	Keith
Brown	Kelt
Burton	Kenyon
Cagle	King
Callan	Knetsch
Carssow	Langdon
Cathey	Lankford
Cauthorn	Lanning
Celaya	Leath
Cleveland	Leonard
Colquitt	Leyendecker
Davis of Haskell	Little
Davis of Jasper	Loggins
Davison of Fisher	London
Davisson	Mann
of Eastland	Mauritz
Dean	Mays
Deglandon	McConnell
Derden	McCracken
Dickison	McFarland
Dollins	McKee
England	Metcalfe
Farmer	Moffett
Felty	Monkhouse
Fielden	Morris
Fox	Morse
Gibson	Newton
Graves	Oliver
Hamilton	Palmer
Hankamer	Patterson
Hanna	of Travis
Harbin	Petsch
Hardin	Pope
Harper	Prescott
Harrell	Reader
Harris of Dallas	Reed of Bowie
Harris of Dickens	Reed of Dallas

Rhodes	Stocks
Roark	Talbert
Russell	Tarwater
Rutta	Tennant
Schuenemann	Tennyson
Settle	Thornberry
Sharpe	Thornton
Shell	Vale
Simpson	Waggoner
Skaggs	Walker
Smith of Hopkins	Weldon
Smith	Westbrook
of Matagorda	Winfree
Smith of Tarrant	Wood
Stevenson	Worley
Stinson	

Absent

Fuchs	Powell
Jackson	Ragsdale
Jones of Atascosa	Riddle
McKinney	Ross
Nicholson	Sewell
Patterson of Mills	

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	

The Speaker then laid Senate Bill No. 443 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—119

Adkins	Davisson
Alexander	of Eastland
Alsup	Deglandon
Amos	Derden
Baker	Dickison
Bates	Dollins
Beckworth	England
Bell	Farmer
Blankenship	Felty
Boethel	Fielden
Bond	Fox
Boyer	Gibson
Bradbury	Graves
Bradford	Hamilton
Bridgers	Hankamer
Broadfoot	Hanna
Brown	Harbin
Burton	Hardin
Callan	Harper
Carssow	Harrell
Cauthorn	Harris of Dallas
Celaya	Heflin
Cleveland	Herzik
Colquitt	Holland
Davis of Haskell	Howard
Davis of Jasper	Huddleston
Davison of Fisher	Hull

Hyder	Patterson
Jackson	of Travis
James	Petsch
Johnson of Ellis	Prescott
Jones of Angelina	Reader
Jones of Falls	Reed of Bowie
Jones of Wise	Reed of Dallas
Keefe	Rhodes
Keith	Riddle
Kelt	Roark
King	Russell
Knetsch	Rutta
Langdon	Sharpe
Lankford	Simpson
Lanning	Skaggs
Leath	Smith of Hopkins
Leonard	Smith
Leyendecker	of Matagorda
Little	Smith of Tarrant
London	Stevenson
Mann	Stinson
Mauritz	Stocks
Mays	Talbert
McConnell	Tarwater
McFarland	Tennant
McKee	Tennyson
Metcalfe	Thornberry
Moffett	Thornton
Monkhouse	Vale
Morris	Walker
Morse	Weldon
Newton	Westbrook
Oliver	Wood
Palmer	Worley

Absent

Cagle	Nicholson
Cathey	Patterson of Mills
Dean	Pope
Fuchs	Powell
Harris of Dickens	Ragsdale
Hartzog	Ross
Hoskins	Schuenemann
Jones of Atascosa	Settle
Kenyon	Sewell
Loggins	Shell
McCracken	Waggoner
McKinney	Winfree

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	

SENATE BILL NO. 452 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 452, A bill to be entitled "An Act creating a more efficient road law for Parmer County, Texas, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 452 ON THIRD READING

Mr. Tarwater moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 452 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—126

Adkins	Holland
Alexander	Hoskins
Alsup	Howard
Amos	Huddleston
Baker	Hull
Bates	Hyder
Beckworth	Jackson
Bell	James
Blankenship	Johnson of Ellis
Boethel	Jones of Angelina
Bond	Jones of Falls
Boyer	Jones of Wise
Bradbury	Keefe
Bradford	Keith
Broadfoot	Kelt
Brown	King
Burton	Knetsch
Cagle	Langdon
Callan	Lankford
Carssow	Lanning
Cauthorn	Leath
Cleveland	Leonard
Colquitt	Leyendecker
Davis of Haskell	Little
Davis of Jasper	Loggins
Davison of Fisher	London
Davisson	Mann
of Eastland	Mauritz
Dean	Mays
Deglandon	McConnell
Derden	McFarland
Dickison	McKee
Dollins	Metcalfe
England	Moffett
Fielden	Monkhouse
Fox	Morris
Fuchs	Morse
Gibson	Newton
Graves	Nicholson
Hamilton	Oliver
Hankamer	Palmer
Hanna	Patterson
Harbin	of Travis
Hardin	Petsch
Harper	Prescott
Harrell	Reader
Harris of Dallas	Reed of Bowie
Harris of Dickens	Reed of Dallas
Heflin	Rhodes
Herzik	Riddle

Roark	Talbert
Russell	Tarwater
Rutta	Tennant
Schuenemann	Tennyson
Settle	Thornberry
Shell	Thornton
Simpson	Vale
Skaggs	Waggoner
Smith of Hopkins	Walker
Smith	Weldon
of Matagorda	Westbrook
Smith of Tarrant	Winfree
Stevenson	Wood
Stinson	Worley
Stocks	

Absent

Bridgers	McKinney
Cathey	Patterson of Mills
Celaya	Pope
Farmer	Powell
Felty	Ragsdale
Hartzog	Ross
Jones of Atascosa	Sewell
Kenyon	Sharpe
McCracken	

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	

The Speaker then laid Senate Bill No. 452 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—128

Adkins	Davison of Fisher
Alexander	Davison
Alsup	of Eastland
Amos	Dean
Baker	Deglandon
Bates	Derden
Beckworth	Dickison
Bell	Dollins
Blankenship	England
Boethel	Felty
Bond	Fielden
Boyer	Fox
Bradbury	Fuchs
Bradford	Gibson
Bridgers	Graves
Broadfoot	Hamilton
Brown	Hankamer
Burton	Hanna
Cagle	Harbin
Callan	Hardin
Carssow	Harper
Cauthorn	Harrell
Cleveland	Harris of Dallas
Colquitt	Harris of Dickens
Davis of Jasper	Hartzog

Heflin	Oliver
Herzik	Palmer
Holland	Patterson
Hoskins	of Travis
Howard	Petsch
Huddleston	Prescott
Hull	Reader
Hyder	Reed of Bowie
Jackson	Reed of Dallas
James	Rhodes
Johnson of Ellis	Riddle
Jones of Angelina	Roark
Jones of Falls	Russell
Keefe	Rutta
Keith	Schuenemann
Kelt	Settle
King	Shell
Knetsch	Simpson
Langdon	Skaggs
Lankford	Smith of Hopkins
Lanning	Smith
Leath	of Matagorda
Leonard	Smith of Tarrant
Leyendecker	Stevenson
Little	Stinson
Loggins	Stocks
London	Talbert
Mann	Tarwater
Mauritz	Tennant
Mays	Tennyson
McConnell	Thornberry
McFarland	Thornton
McKee	Vale
McKinney	Waggoner
Metcalfe	Walker
Moffett	Weldon
Monkhouse	Westbrook
Morris	Winfree
Morse	Wood
Newton	Worley
Nicholson	

Absent

Cathey	Patterson of Mills
Celaya	Pope
Davis of Haskell	Powell
Farmer	Ragsdale
Jones of Atascosa	Ross
Jones of Wise	Sewell
Kenyon	Sharpe
McCracken	

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	

SENATE BILL NO. 454 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 454, A bill to be entitled "An Act providing for the appoint-

ment of Grand Jury Bailiffs by the Judge of the Criminal District Court in any county having a population of not less than two hundred and ninety thousand (290,000) inhabitants and not more than three hundred and twenty thousand (320,000) inhabitants, according to the United States Census of 1930 and all future Federal Census, etc., and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 454 ON THIRD READING

Mr. Dickison moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 454 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—127

Adkins	Graves
Alexander	Hamilton
Alsup	Hankamer
Amos	Hanna
Baker	Harbin
Bates	Hardin
Beckworth	Harper
Bell	Harrell
Blankenship	Harris of Dallas
Boethel	Harris of Dickens
Bond	Hartzog
Boyer	Heflin
Bradbury	Herzik
Bradford	Holland
Bridgers	Hoskins
Broadfoot	Howard
Burton	Huddleston
Cagle	Hull
Callan	Hyder
Carsow	Jackson
Cauthorn	James
Celaya	Johnson of Ellis
Cleveland	Jones of Angelina
Colquitt	Jones of Falls
Davis of Haskell	Keefe
Davis of Jasper	Keith
Davison of Fisher	Kelt
Davisson	King
of Eastland	Knetsch
Deglandon	Langdon
Derden	Lankford
Dickison	Lanning
Dollins	Leath
England	Leonard
Felty	Leyendecker
Fielden	Little
Fox	Loggins
Gibson	London

Mann	Schuenemann
Mauritz	Settle
Mays	Sharpe
McConnell	Shell
McFarland	Simpson
McKee	Skaggs
McKinney	Smith of Hopkins
Metcalf	Smith
Moffett	of Matagorda
Monkhouse	Smith of Tarrant
Morris	Stevenson
Morse	Stinson
Newton	Stocks
Nicholson	Talbert
Palmer	Tarwater
Patterson	Tennant
of Travis	Tennyson
Petsch	Thornberry
Prescott	Thornton
Reader	Vale
Reed of Bowie	Waggoner
Reed of Dallas	Walker
Rhodes	Weldon
Riddle	Westbrook
Roark	Winfree
Russell	Wood
Rutta	Worley

Absent

Brown	McCracken
Cathey	Oliver
Dean	Patterson of Mills
Farmer	Pope
Fuchs	Powell
Jones of Atascosa	Ragsdale
Jones of Wise	Ross
Kenyon	Sewell

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	

The Speaker then laid Senate Bill No. 454 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—127

Adkins	Bradbury
Alexander	Bradford
Alsup	Broadfoot
Amos	Brown
Baker	Burton
Bates	Cagle
Beckworth	Callan
Bell	Carsow
Blankenship	Cathey
Boethel	Cauthorn
Bond	Celaya
Boyer	Cleveland

Colquitt	Mauritz
Davis of Haskell	Mays
Davis of Jasper	McConnell
Davison of Fisher	McFarland
Davisson	McKee
of Eastland	McKinney
Deglandon	Metcalfe
Derden	Moffett
Dickison	Monkhouse
Dollins	Morris
England	Morse
Felty	Newton
Fielden	Nicholson
Fox	Palmer
Gibson	Patterson
Graves	of Travis
Hamilton	Petsch
Hankamer	Prescott
Hanna	Reader
Harbin	Reed of Bowie
Hardin	Reed of Dallas
Harper	Rhodes
Harrell	Riddle
Harris of Dickens	Roark
Hartzog	Russell
Heflin	Rutta
Herzik	Schuenemann
Holland	Settle
Hoskins	Sharpe
Howard	Shell
Huddleston	Simpson
Hull	Skaggs
Hyder	Smith of Hopkins
Jackson	Smith
James	of Matagorda
Johnson of Ellis	Smith of Tarrant
Jones of Angelina	Stevenson
Jones of Falls	Stinson
Keefe	Stocks
Keith	Talbert
Kelt	Tarwater
Kenyon	Tennant
King	Tennyson
Knetsch	Thornberry
Langdon	Thornton
Langford	Vale
Lanning	Waggoner
Leath	Walker
Leonard	Weldon
Leyendecker	Westbrook
Loggins	Winfree
London	Wood
Mann	Worley

Absent

Bridgers	McCracken
Dean	Oliver
Farmer	Patterson of Mills
Fuchs	Pope
Harris of Dallas	Powell
Jones of Atascosa	Ragsdale
Jones of Wise	Ross
Little	Sewell

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	

MESSAGE FROM THE SENATE

Austin, Texas, April 15, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

House Concurrent Resolution No. 96, Authorizing the Enrolling Clerk of the House to make certain corrections to House Bill No. 440.

Concurred in House amendments to Senate Bill No. 83 by the following vote: Yeas, 24; Nays, 6.

Has passed

S. B. No. 386, A bill to be entitled "An Act creating the Panhandle Water Conservation Authority as a body politic and corporate, defining its boundaries, specifying its powers and duties, providing for its officers and the amount and manner of compensating same and their duties and powers; providing for the diversion of certain State ad valorem taxes, and declaring an emergency."

Respectfully,

BOB BARKER,

Secretary of the Senate.

SENATE BILL NO. 455 ON
SECOND READING

Mr. Shell moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 455 be placed on its second reading and passage to third reading, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—124

Adkins	Bridgers
Alexander	Broadfoot
Alsup	Brown
Amos	Burton
Baker	Cagle
Bates	Callan
Beckworth	Carssow
Bell	Cathey
Blankenship	Cauthorn
Boethel	Celaya
Boyer	Cleveland
Bradbury	Colquitt
Bradford	Davis of Haskell

Davis of Jasper	Mays
Davisson	McConnell
of Eastland	McFarland
Deglandon	McKee
Derden	McKinney
Dollins	Metcalf
England	Moffett
Felty	Monkhouse
Fielden	Morris
Fox	Morse
Gibson	Nicholson
Graves	Oliver
Hamilton	Palmer
Hankamer	Patterson
Hanna	of Travis
Harbin	Petsch
Hardin	Prescott
Harper	Reader
Harrell	Reed of Bowie
Harris of Dallas	Reed of Dallas
Harris of Dickens	Rhodes
Hartzog	Riddle
Heflin	Roark
Herzik	Rutta
Holland	Schuenemann
Hoskins	Settle
Huddleston	Sharpe
Hull	Shell
Hyder	Simpson
Jackson	Skaggs
James	Smith of Hopkins
Johnson of Ellis	Smith
Jones of Angelina	of Matagorda
Jones of Falls	Smith of Tarrant
Jones of Wise	Stevenson
Keefe	Stinson
Keith	Stocks
Kelt	Talbert
King	Tennant
Knetsch	Tennyson
Langdon	Thornberry
Lankford	Thornton
Lanning	Vale
Leath	Waggoner
Leonard	Walker
Leyendecker	Weldon
Little	Westbrook
Loggins	Winfree
London	Wood
Mann	Worley
Mauritz	

Absent

Bond	Newton
Davison of Fisher	Patterson of Mills
Dean	Pope
Dickison	Powell
Farmer	Ragsdale
Fuchs	Ross
Howard	Russell
Jones of Atascosa	Sewell
Kenyon	Tarwater
McCracken	

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	

The Speaker then laid before the House, on its second reading and passage to third reading,

S. B. No. 455, A bill to be entitled "An Act validating the detachment of certain territory from Orangedale Common School District No. 23 of Bee County and the annexation of same to the Beeville Independent School District of said county, pursuant to the provisions of Chapter 339, Acts of the Forty-fourth Legislature, Regular Session; validating an election held in said Orangedale Common School District No. 23 on the 19th day of December, 1936, to determine whether or not said territory should be detached from said Orangedale Common School District No. 23 and annexed to Beeville Independent School District; validating an order of the County Board of School Trustees of Bee County, Texas, establishing and defining the Beeville Independent School District No. 1; validating an election held on the 3rd day of April, 1937, in Beeville Independent School District No. 1 on the question of the assumption of the outstanding bonds of the former Beeville Independent School District and the proportionate part of the outstanding bonds of Orangedale Common School District No. 23, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 455 ON THIRD READING

The Speaker then laid Senate Bill No. 455 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—125

Adkins	Boethel
Alexander	Boyer
Alsup	Bradbury
Amos	Bradford
Baker	Bridgers
Bates	Broadfoot
Beckworth	Brown
Bell	Burton
Blankenship	Cagle

Callan	London
Carssow	Mann
Cathey	Mauritz
Cauthorn	Mays
Celaya	McConnell
Cleveland	McFarland
Colquitt	McKee
Davis of Haskell	McKinney
Davis of Jasper	Metcalfe
Davisson	Moffett
of Eastland	Monkhouse
Deglandon	Morris
Derden	Morse
Dickison	Newton
Dollins	Nicholson
England	Oliver
Felty	Palmer
Fielden	Patterson
Fox	of Travis
Gibson	Petsch
Graves	Pope
Hamilton	Prescott
Hankamer	Reader
Hanna	Reed of Bowie
Harbin	Reed of Dallas
Hardin	Rhodes
Harper	Riddle
Harris of Dallas	Roark
Harris of Dickens	Rutta
Hartzog	Schuenemann
Heflin	Settle
Herzik	Sharpe
Holland	Shell
Hoskins	Simpson
Howard	Skaggs
Huddleston	Smith of Hopkins
Hull	Smith
Hyder	of Matagorda
Jackson	Smith of Tarrant
James	Stevenson
Johnson of Ellis	Stinson
Jones of Angelina	Stocks
Jones of Falls	Talbert
Jones of Wise	Tarwater
Keefe	Tennant
Keith	Tennyson
Kenyon	Thornberry
King	Thornton
Knetsch	Waggoner
Langdon	Walker
Lankford	Weldon
Lanning	Westbrook
Leonard	Winfree
Leyendecker	Wood
Little	Worley
Loggins	

Nays—1

Harrell

Absent

Bond	Farmer
Davison of Fisher	Fuchs
Dean	Jones of Atascosa

Kelt	Ragsdale
Leath	Ross
McCracken	Russell
Patterson of Mills	Sewell
Powell	Vale

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	

SENATE BILL NO. 377 ON
SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 377, A bill to be entitled "An Act making an emergency appropriation to the Texas Prison System, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 377 ON THIRD
READING

Mr. McKinney moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 377 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—121

Adkins	Deglandon
Alsup	Derden
Amos	Dickison
Bates	Dollins
Beckworth	England
Bell	Felty
Blankenship	Fielden
Boethel	Fox
Boyer	Gibson
Bradbury	Graves
Bradford	Hamilton
Bridgers	Hankamer
Broadfoot	Hanna
Brown	Harbin
Burton	Hardin
Cagle	Harper
Callan	Harrell
Carssow	Harris of Dallas
Cauthorn	Harris of Dickens
Celaya	Hartzog
Cleveland	Heflin
Colquitt	Herzik
Davis of Haskell	Holland
Davis of Jasper	Hoskins
Davison of Fisher	Howard
Davisson	Huddleston
of Eastland	Hull

Hyder	Patterson
Jackson	of Travis
James	Pope
Johnson of Ellis	Prescott
Jones of Angelina	Reader
Jones of Falls	Rhodes
Jones of Wise	Riddle
Keith	Roark
Kelt	Rutta
Kenyon	Schuenemann
King	Settle
Knetsch	Sharpe
Langdon	Shell
Lankford	Simpson
Lanning	Skaggs
Leonard	Smith of Hopkins
Leyendecker	Smith
Little	of Matagorda
Loggins	Smith of Tarrant
London	Stevenson
Mann	Stocks
Mauritz	Talbert
Mays	Tarwater
McConnell	Tennant
McKee	Tennyson
McKinney	Thornberry
Metcalfe	Thornton
Moffett	Vale
Monkhouse	Waggoner
Morris	Walker
Morse	Weldon
Newton	Westbrook
Nicholson	Winfree
Oliver	Wood
Palmer	Worley

Nays—2

Reed of Bowie	Reed of Dallas
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Absent

Alexander	McCracken
Baker	McFarland
Bond	Patterson of Mills
Cathey	Petsch
Dean	Powell
Farmer	Ragsdale
Fuchs	Ross
Jones of Atascosa	Russell
Keefe	Sewell
Leath	Stinson

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	

The Speaker then laid Senate Bill No. 377 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—119

Adkins	Alexander
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Alsup	Kelt
Amos	Kenyon
Baker	King
Bates	Knetsch
Beckworth	Langdon
Bell	Lankford
Blankenship	Lanning
Boethel	Leonard
Bond	Leyendecker
Boyer	Little
Bradbury	Loggins
Bradford	London
Bridgers	Mann
Broadfoot	Mauritz
Brown	Mays
Burton	McKee
Cagle	McKinney
Callan	Metcalfe
Carssow	Moffett
Cathey	Monkhouse
Cauthorn	Morris
Celaya	Morse
Cleveland	Newton
Colquitt	Nicholson
Davis of Haskell	Oliver
Davis of Jasper	Palmer
Davison of Fisher	Patterson
Deglandon	of Travis
Derden	Pope
Dickison	Prescott
Dollins	Reader
England	Rhodes
Felty	Riddle
Fielden	Roark
Fox	Rutta
Gibson	Schuenemann
Graves	Settle
Hamilton	Sharpe
Hanna	Shell
Harbin	Simpson
Harper	Skaggs
Harrell	Smith
Harris of Dallas	of Matagorda
Harris of Dickens	Smith of Tarrant
Hartzog	Stevenson
Heflin	Stocks
Herzik	Talbert
Holland	Tennant
Hoskins	Tennyson
Howard	Thornberry
Huddleston	Thornton
Hyder	Vale
Jackson	Waggoner
James	Walker
Johnson of Ellis	Weldon
Jones of Angelina	Westbrook
Jones of Falls	Winfree
Jones of Wise	Wood
Keefe	Worley
Keith	

Nays—3

Hardin	Reed of Dallas
Reed of Bowie	

Absent	
Davisson	McFarland
of Eastland	Patterson of Mills
Dean	Petsch
Farmer	Powell
Fuchs	Ragsdale
Hankamer	Ross
Hull	Russell
Jones of Atascosa	Sewell
Leath	Smith of Hopkins
McConnell	Stinson
McCracken	Tarwater

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	

SENATE BILL NO. 245 ON
SECOND READING

Mr. Walker moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 245 be placed on its second reading and passage to third reading, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—123

Adkins	Deglandon
Alexander	Derden
Alsup	Dickison
Amos	Dollins
Baker	England
Bates	Farmer
Beckworth	Felty
Bell	Fielden
Blankenship	Fox
Boethel	Gibson
Bond	Graves
Boyer	Hamilton
Bradbury	Hankamer
Bradford	Hanna
Bridgers	Harbin
Broadfoot	Hardin
Brown	Harper
Burton	Harrell
Cagle	Harris of Dallas
Callan	Harris of Dickens
Carsow	Heflin
Cathey	Holland
Cauthorn	Hoskins
Celaya	Howard
Cleveland	Huddleston
Colquitt	Hyder
Davis of Haskell	Jackson
Davison of Fisher	James
Davisson	Johnson of Ellis
of Eastland	Jones of Angelina

Jones of Falls	Prescott
Jones of Wise	Reader
Keefe	Reed of Bowie
Keith	Reed of Dallas
Kelt	Rhodes
Kenyon	Riddle
King	Roark
Knetsch	Russell
Langdon	Rutta
Lankford	Schuenemann
Lanning	Settle
Leonard	Sharpe
Leyendecker	Shell
Little	Simpson
Loggins	Skaggs
London	Smith
Mann	of Matagorda
Mauritz	Smith of Tarrant
Mays	Stevenson
McConnell	Stocks
McKee	Talbert
Metcalfe	Tarwater
Moffett	Tennant
Monkhouse	Tennyson
Morris	Thornberry
Morse	Thornton
Newton	Waggoner
Nicholson	Walker
Oliver	Weldon
Palmer	Westbrook
Patterson	Winfree
of Travis	Wood
Pope	Worley

Absent

Davis of Jasper	McKinney
Dean	Patterson of Mills
Fuchs	Petsch
Hartzog	Powell
Herzik	Ragsdale
Hull	Ross
Jones of Atascosa	Sewell
Leath	Smith of Hopkins
McCracken	Stinson
McFarland	Vale

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	

The Speaker then laid before the House, on its second reading and passage to third reading,

S. B. No. 245, A bill to be entitled "An Act to amend Article 492 of Chapter 8, Title 16 of the Revised Civil Statutes of Texas, 1925, with respect to state control of banking institutions; providing that corporations organized under such title are

declared to be governmental instrumentalities of the State;

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 245 ON THIRD READING

The Speaker then laid Senate Bill No. 245 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—123

Alexander	Holland
Alsup	Hoskins
Baker	Howard
Bates	Huddleston
Beckworth	Hull
Bell	Hyder
Blankenship	Jackson
Boethel	James
Bond	Johnson of Ellis
Boyer	Jones of Angelina
Bradbury	Jones of Wise
Bradford	Keefe
Bridgers	Keith
Broadfoot	Kelt
Brown	Kenyon
Burton	King
Cagle	Knetsch
Callan	Langdon
Carsow	Lankford
Cauthorn	Lanning
Celaya	Leonard
Cleveland	Leyendecker
Colquitt	Little
Davis of Haskell	Loggins
Davison of Fisher	London
Davisson	Mann
of Eastland	Mauritz
Deglandon	Mays
Derden	McConnell
Dickison	McKee
Dollins	McKinney
England	Metcalfe
Farmer	Moffett
Felty	Monkhouse
Fielden	Morris
Fox	Morse
Gibson	Newton
Graves	Nicholson
Hamilton	Oliver
Hankamer	Palmer
Hanna	Patterson
Harbin	of Travis
Hardin	Pope
Harper	Prescott
Harrell	Reader
Harris of Dallas	Reed of Bowie
Harris of Dickens	Reed of Dallas
Heflin	Rhodes
Herzik	Riddle

Roark	Talbert
Russell	Tarwater
Rutta	Tennant
Schuenemann	Tennyson
Settle	Thornberry
Sharpe	Thornton
Shell	Vale
Simpson	Waggoner
Skaggs	Walker
Smith of Hopkins	Weldon
Smith	Westbrook
of Matagorda	Winfree
Smith of Tarrant	Wood
Stevenson	Worley
Stocks	

Absent

Adkins	McCracken
Amos	McFarland
Cathey	Patterson of Mills
Davis of Jasper	Petsch
Dean	Powell
Fuchs	Ragsdale
Hartzog	Ross
Jones of Atascosa	Sewell
Jones of Falls	Stinson
Leath	

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills and resolutions:

H. B. No. 377, "An Act amending Section 6 of Article III of H. B. No. 8, Acts, Forty-fourth Legislature, Third Called Session, exempting from taxation any admission, all proceeds of which inure exclusively to the benefit of State, religious, educational or charitable institutions, organizations, or societies, and declaring an emergency."

H. B. No. 659, "An Act defining livestock auction commission merchants, prescribing their duties as such livestock auction commission merchants, requiring them to give bond in a solvent surety company authorized to do business in this State, with a capital stock of not less than \$500,000, such bond to be approved by the County Judge of such county; to require such livestock auction commission merchants to keep an accurate description of the livestock so sold by

them at auction, giving marks and brands thereof, if any; to make quarterly reports to the Commissioner's Court of the County in which they carry on such business, and providing penalties therefor, and declaring an emergency."

H. B. No. 449, "An Act to amend Subsection 62, Article 199, Title 8, of the Revised Civil Statutes of Texas, 1925, revision; and to re-arrange, and recreate the 62nd Judicial District of Texas; to re-arrange, change and prescribe the terms of holding District Court in the 62nd Judicial District; to add Franklin County to the 62nd Judicial District of Texas; and providing that the 8th and 62nd Judicial District Courts in Hunt County and Delta County, shall have concurrent jurisdiction with each other in said counties respectively throughout the respective limits thereof, of all matters, civil and criminal, of which jurisdiction is given to the District Court by the Constitution and laws of the State; and providing that the 6th and 62nd Judicial District Courts in Lamar County shall have concurrent jurisdiction with each other in said county throughout the limits thereof, of all matters, civil and criminal, of which jurisdiction is given to the District Court by the Constitution and laws of the State; and providing that the 76th and 62nd Judicial District Courts in Franklin County shall have concurrent jurisdiction with each other in said county throughout the limits thereof, of all matters, civil and criminal, of which jurisdiction is given to the District Court by the Constitution and laws of the State; . . . etc., and declaring an emergency."

H. C. R. No. 96, Authorizing certain correction in House Bill No. 440.

H. C. R. No. 94, Authorizing the use of certain highway equipment.

H. C. R. No. 95, Authorizing certain correction in House Bill No. 377.

SENATE BILL NO. 47 ON PASSAGE TO THIRD READING

The Speaker laid before the House, on its passage to third reading,

S. B. No. 47, A bill to be entitled "An Act to carry into effect Section 48a of Article III of the Constitution; to establish a Teachers' Retirement System of Texas, and declaring an emergency."

The bill having been read second

time on yesterday, with amendment by Mr. Boethel, pending.

Mr. Tennyson offered the following substitute for the amendment by Mr. Boethel.

Amend Senate Bill No. 47, by striking out all of Subsections 1 and 2, pages 4 and 5, and substitute in lieu thereof the following:

"Subsection (1). All persons entering the profession of a teacher as of September 1, 1937, for the first time in Texas, shall become members of the Retirement System as a condition of their employment.

"Subsection (2). All persons who are teachers, or who have heretofore taught in Texas, may become members of the Retirement System by making application upon proper form prepared by the Board of Trustees on or before November 1, 1937. Provided further any teacher now in the profession of a teacher may become a member of the Retirement System at any time they may make application to do so by giving proper notice thirty days in advance. Any teacher now in the service and who becomes a member at any time after the effective date of this Act shall receive such benefits as may or would have accrued to him on account of his failure to become a member."

The substitute amendment was adopted.

The amendment, as substituted, was then adopted.

Mr. Fielden offered the following amendment to the bill:

Amend Senate Bill No. 47, by striking out the words "provided that with the approval of his employer he may remain in service", in Section 5, Subsection (b), lines 21 and 22.

(Mr. Farmer in the Chair.)

Mr. Tennyson moved to table the amendment by Mr. Fielden.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—109

Alexander	Blankenship
Alsup	Boethel
Amos	Boyer
Baker	Bradbury
Bates	Bradford
Beckworth	Bridgers
Bell	Broadfoot

Brown	Leonard
Burton	Leyendecker
Cagle	Little
Callan	Loggins
Carssow	London
Cathey	Mann
Cauthorn	McConnell
Cleveland	McFarland
Colquitt	McKee
Davis of Haskell	McKinney
Davis of Jasper	Moffett
Davison of Fisher	Monkhouse
Davisson	Morris
of Eastland	Morse
Dean	Newton
Deglandon	Nicholson
Derden	Oliver
Dickison	Palmer
Dollins	Patterson of Mills
England	Patterson
Farmer	of Travis
Felty	Prescott
Fox	Reader
Fuchs	Reed of Bowie
Graves	Reed of Dallas
Hamilton	Riddle
Hankamer	Russell
Hanna	Rutta
Harbin	Settle
Hardin	Sharpe
Harrell	Simpson
Harris of Dallas	Skaggs
Harris of Dickens	Smith of Hopkins
Heflin	Smith of Tarrant
Herzik	Stinson
Hoskins	Stocks
Huddleston	Talbert
Hull	Tarwater
Jackson	Tennant
James	Tennyson
Johnson of Ellis	Thornberry
Jones of Angelina	Thornton
Jones of Wise	Vale
Keith	Waggoner
Kelt	Walker
King	Weldon
Langdon	Winfree
Lankford	Worley
Lanning	

Nays—8

Fielden	Petsch
Harper	Powell
Hyder	Roark
Keefe	Ross

Absent

Adkins	Jones of Atascosa
Bond	Jones of Falls
Celaya	Kenyon
Gibson	Knetsch
Hartzog	Leath
Holland	Mauritz
Howard	Mays

McCracken	Shell
Metcalfe	Smith
Pope	of Matagorda
Ragsdale	Stevenson
Schuenemann	Westbrook
Sewell	Wood

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	Rhodes

Mr. Wood offered the following amendment to the bill:

Amend Senate Bill No. 47, Subsection "d" of Section 6, page 20, by adding the following after the word "office" in line 18:

"Provided however the funds herein appropriated in this Section shall be repaid to the General Revenue Fund out of the first monies received as contributions from the teachers."

Mr. Tennyson raised a point of order, on consideration of the amendment, on the ground that the amendment violates the provisions of the constitutional amendment which sets up the Teachers Retirement Fund, and also seeks to divert this fund, which is unconstitutional.

The Chair sustained the point of order.

Mr. Fox offered the following amendment to the amendment.

Amend Senate Bill No. 47, by striking out all of Subsection (2) of Section 8 of said bill.

FOX,
SMITH of Matagorda.

Mr. Smith of Tarrant and Mr. Fielden raised the point of order, on consideration of the amendment, on the ground that the amendment violates certain constitutional provisions.

The Chair sustained the point of order.

Mr. Wood offered the following amendment to the bill:

Amend Senate Bill No. 47, by adding the following after the word "pensions", in line 32, page 23:

"Provided further the provisions of this Act shall not be in force and effect until sufficient revenue has been raised by the Legislature to match all contributions made by said teachers."

Mr. Keefe raised a point of order, on further consideration of the

amendment, on the ground that the amendment is vague and indefinite.

The Chair overruled the point of order.

Mr. Tennyson moved to table the amendment by Mr. Wood.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—104

Adkins	Jones of Angelina
Alexander	Jones of Falls
Amos	Keefe
Baker	Keith
Bates	Kelt
Beckworth	King
Bell	Langdon
Blankenship	Lanning
Boethel	Leonard
Bond	Leyendecker
Boyer	Little
Bradbury	Loggins
Bradford	London
Bridgers	Mann
Brown	Mays
Burton	McConnell
Cagle	McCracken
Callan	McFarland
Carssow	McKee
Cathey	Moffett
Cauthorn	Monkhouse
Cleveland	Morse
Colquitt	Newton
Davis of Haskell	Oliver
Davison of Fisher	Patterson of Mills
Davisson	Patterson
of Eastland	of Travis
Deglandon	Petsch
Derden	Powell
Dickison	Prescott
Dollins	Ragsdale
England	Reader
Farmer	Reed of Bowie
Felty	Reed of Dallas
Fielden	Russell
Fuchs	Rutta
Gibson	Settle
Graves	Simpson
Hamilton	Skaggs
Hankamer	Smith of Hopkins
Hanna	Smith of Tarrant
Harbin	Stinson
Harper	Stocks
Harrell	Talbert
Heflin	Tennant
Herzik	Tennyson
Holland	Thornberry
Howard	Thornton
Hull	Waggoner
Hyder	Walker
Jackson	Weldon
James	Winfree
Johnson of Ellis	Worley

Nays—16

Alsup	Palmer
Davis of Jasper	Roark
Fox	Ross
Hardin	Shell
Hartzog	Smith
Huddleston	of Matagorda
Jones of Wise	Westbrook
Kenyon	Wood
Morris	

Absent

Broadfoot	McKinney
Celaya	Metcalfe
Dean	Nicholson
Harris of Dallas	Pope
Harris of Dickens	Riddle
Hoskins	Schuenemann
Jones of Atascosa	Sewell
Knetsch	Sharpe
Lankford	Stevenson
Leath	Tarwater
Mauritz	Vale

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	Rhodes

Mr. Jones of Falls moved the previous question on passage of Senate Bill No. 47 to third reading, and the main question was ordered.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

Question recurring on the passage of Senate Bill No. 47 to third reading, yeas and nays were demanded.

Senate Bill No. 47 was then passed to third reading by the following vote:

Yeas—123

Adkins	Burton
Alexander	Cagle
Amos	Callan
Baker	Carssow
Bates	Cathey
Beckworth	Cauthorn
Bell	Celaya
Blankenship	Cleveland
Boethel	Colquitt
Bond	Davis of Haskell
Boyer	Davis of Jasper
Bradbury	Davison of Fisher
Bradford	Davisson
Bridgers	of Eastland
Broadfoot	Deglandon
Brown	Derden

Dickison	McKee
Dollins	Moffett
England	Monkhouse
Farmer	Morris
Felty	Morse
Fielden	Newton
Fuchs	Oliver
Gibson	Palmer
Graves	Patterson of Mills
Hamilton	Patterson
Hankamer	of Travis
Hanna	Petsch
Harbin	Pope
Harper	Powell
Harrell	Prescott
Harris of Dallas	Ragsdale
Hartzog	Reader
Heflin	Reed of Bowie
Herzik	Reed of Dallas
Holland	Riddle
Hoskins	Roark
Howard	Ross
Huddleston	Russell
Hull	Rutta
Hyder	Schuenemann
Jackson	Settle
James	Shell
Johnson of Ellis	Simpson
Jones of Angelina	Skaggs
Jones of Falls	Smith of Hopkins
Jones of Wise	Smith of Tarrant
Keefe	Stinson
Kelt	Stocks
King	Talbert
Knetsch	Tarwater
Langdon	Tennant
Lanning	Tennyson
Leath	Thornberry
Leonard	Thornton
Leyendecker	Waggoner
Little	Walker
London	Weldon
Mann	Westbrook
Mays	Winfree
McConnell	Wood
McCracken	Worley
McFarland	

Nays—6

Alsup	Kenyon
Fox	Smith
Hardin	of Matagorda
Keith	

Absent

Dean	Metcalf
Harris of Dickens	Nicholson
Jones of Atascosa	Sewell
Lankford	Sharpe
Loggins	Stevenson
Mauritz	Vale
McKinney	

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	Rhodes

SENATE BILL NO. 47 ON THIRD READING

Mr. Tennyson moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 47 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—123

Adkins	Harrell
Alexander	Harris of Dallas
Alsup	Hartzog
Amos	Heflin
Baker	Herzik
Bates	Holland
Beckworth	Hoskins
Bell	Howard
Blankenship	Huddleston
Boethel	Hull
Bond	Hyder
Boyer	Jackson
Bradbury	James
Bradford	Johnson of Ellis
Bridgers	Jones of Angelina
Brown	Jones of Falls
Burton	Jones of Wise
Cagle	Keefe
Callan	Kelt
Carssow	King
Cathey	Knetsch
Cauthorn	Langdon
Celaya	Lanning
Cleveland	Leath
Colquitt	Leonard
Davis of Haskell	Leyendecker
Davis of Jasper	Little
Davison of Fisher	Loggins
Davisson	London
of Eastland	Mann
Deglandon	Mays
Derden	McConnell
Dickison	McFarland
Dollins	McKee
England	Metcalf
Farmer	Moffett
Felty	Monkhouse
Fielden	Morris
Fuchs	Morse
Gibson	Newton
Graves	Oliver
Hamilton	Palmer
Hankamer	Patterson of Mills
Hanna	Patterson
Harbin	of Travis
Hardin	Petsch
Harper	Powell

Prescott	Smith of Tarrant
Ragsdale	Stinson
Reader	Stocks
Reed of Bowie	Talbert
Reed of Dallas	Tarwater
Riddle	Tennant
Roark	Tennyson
Ross	Thornberry
Russell	Thornton
Rutta	Waggoner
Schuenemann	Walker
Settle	Weldon
Simpson	Westbrook
Skaggs	Winfree
Smith of Hopkins	Wood
Smith of Matagorda	Worley

Nays—4

Broadfoot	Keith
Fox	Kenyon

Absent

Dean	Nicholson
Harris of Dickens	Pope
Jones of Atascosa	Sewell
Lankford	Sharpe
Mauritz	Shell
McCracken	Stevenson
McKinney	Vale

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	Rhodes

The Chair then laid Senate Bill No. 47 before the House on third reading and final passage.

The bill was read third time.

Mr. Boethel offered the following amendment to the bill:

Amend Senate Bill No. 47, by striking out the following words in lines 20, 21, 22 and 23 on page 15 of Section 8: "Provided the total amount contributed by the State during any one year shall equal the total amount contributed during the same year by all members of the retirement system", and substituting in lieu thereof the following: "Provided that the amount contributed by the State during any one year shall not exceed the amount necessary to provide for the retirement of teachers retiring during said year, and such amounts as may be necessary to adequately provide for the disability allowances provided for in this Act."

(Speaker in the Chair.)

Question recurring on the adoption of the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—49

Bell	Keith
Blankenship	Kenyon
Boethel	King
Broadfoot	Knetsch
Brown	Lanning
Burton	Leath
Callan	London
Cauthorn	McFarland
Cleveland	McKee
Colquitt	Monkhouse
Davis of Jasper	Morris
Davison of Fisher	Palmer
Deglandon	Patterson
England	of Travis
Fox	Petsch
Fuchs	Powell
Hamilton	Riddle
Hardin	Roark
Harper	Ross
Hartzog	Schuenemann
Herzik	Smith
Hoskins	of Matagorda
Huddleston	Tarwater
Hyder	Waggoner
Jones of Angelina	Wood
Keefe	Worley

Nays—71

Adkins	Harris of Dickens
Alsup	Heflin
Amos	Holland
Bates	Hull
Beckworth	Jackson
Boyer	James
Bradbury	Johnson of Ellis
Bradford	Jones of Falls
Bridgers	Jones of Wise
Cagle	Kelt
Carssow	Langdon
Cathey	Leonard
Celaya	Leyendecker
Davis of Haskell	Little
Davisson	Mann
of Eastland	Mays
Derden	McConnell
Dickison	McCracken
Dollins	Moffett
Farmer	Morse
Felty	Newton
Fielden	Oliver
Gibson	Patterson of Mills
Graves	Prescott
Hankamer	Ragsdale
Hanna	Reader
Harbin	Reed of Bowie
Harrell	Reed of Dallas
Harris of Dallas	Russell

Rutta
Settle
Simpson
Skaggs
Smith of Tarrant
Stinson
Stocks
Talbert

Tennant
Tennyson
Thornberry
Thornton
Walker
Weldon
Westbrook
Winfree

Absent

Alexander	Metcalf
Baker	Nicholson
Bond	Pope
Dean	Sewell
Howard	Sharpe
Jones of Atascosa	Shell
Lankford	Smith of Hopkins
Loggins	Stevenson
Mauritz	Vale
McKinney	

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	Rhodes

Mr. Reader moved the previous question on the final passage of Senate Bill No. 47, and the main question was ordered.

Senate Bill No. 47 was then passed by the following vote:

Yeas—125

Adkins	Davisson
Alexander	of Eastland
Alsup	Deglandon
Amos	Derden
Baker	Dickison
Bates	Dollins
Beckworth	Farmer
Bell	Felty
Blankenship	Fielden
Boethel	Fuchs
Boyer	Gibson
Bradbury	Graves
Bradford	Hamilton
Bridgers	Hankamer
Broadfoot	Hanna
Brown	Harbin
Burton	Harper
Cagle	Harrell
Callan	Harris of Dallas
Carssow	Harris of Dickens
Cathey	Hartzog
Cauthorn	Heflin
Celaya	Herzik
Cleveland	Holland
Colquitt	Hoskins
Davis of Haskell	Howard
Davis of Jasper	Huddleston
Davison of Fisher	Hull

Hyder
Jackson
James
Johnson of Ellis
Jones of Angelina
Jones of Falls
Jones of Wise
Keefe
Kelt
King
Knetsch
Langdon
Lankford
Lanning
Leath
Leonard
Leyendecker
Little
Loggins
London
Mann
Mays
McConnell
McCracken
McKee
Metcalf
Moffett
Monkhouse
Morse
Newton
Oliver
Palmer
Patterson of Mills
Patterson
of Travis
Petsch

Pope
Powell
Prescott
Ragsdale
Reader
Reed of Bowie
Reed of Dallas
Rhodes
Riddle
Roark
Ross
Russell
Rutta
Schuenemann
Settle
Shell
Simpson
Skaggs
Smith of Hopkins
Smith
of Matagorda
Smith of Tarrant
Stinson
Talbert
Tarwater
Tennant
Tennyson
Thornberry
Thornton
Waggoner
Walker
Weldon
Westbrook
Winfree
Wood
Worley

Nays—3

Fox	Keith
Hardin	

Absent

Bond	Morris
Dean	Nicholson
England	Sewell
Jones of Atascosa	Sharpe
Kenyon	Stevenson
Mauritz	Stocks
McFarland	Vale
McKinney	

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	

Mr. Reader moved to reconsider the vote by which Senate Bill No. 47 was passed, and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILL NO. 89 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 89, A bill to be entitled "An Act amending Article 1583 of the Penal Code of Texas, 1925, relating to work and vacation of firemen and policemen in cities of more than twenty-five thousand (25,000) inhabitants and in cities of more than thirty thousand (30,000) inhabitants; fixing the number of hours that shall constitute a legal day's work in such departments; providing for emergency pay; providing for a minimum wage scale; providing penalty for violation of the provisions of this article, and declaring an emergency."

The bill was read second time.

Mr. Heflin offered the following amendment to the bill:

Amend Senate Bill No. 89, Section 7, line 8, by adding, "and each day on which said city official shall cause or permit any section of this Act to be violated shall constitute and be a separate offense."

The amendment was adopted.

Mr. Hankamer offered the following amendment to the bill:

Amend Senate Bill No. 89, Section 1, Subsection 7, page 2, by striking out the words and figures "One Hundred Twenty-five (\$125.00) Dollars" in lines 37 and 38, and inserting in lieu thereof the following: "One Hundred Fifty (\$150.00) Dollars."

The amendment was adopted.

Mr. Hankamer offered the following amendment to the bill:

Amend Senate Bill No. 89, Section 1, Subsection 6, page 2, by inserting after the word "day" and before the word "in" in line 23, the following: "or more than seventy-two (72) hours in any one calendar week and in no event more than one hundred forty-four (144) hours in any two consecutive calendar weeks."

The amendment was adopted.

Mr. Hankamer offered the following amendment to the bill:

Amend Senate Bill No. 89, Section 1, Subsection 6, page 2, by inserting after the word "day" and before the word "for" in line 25 the following:

"or more than seventy-two (72) hours in any one calendar week or

more than one hundred forty-four (144) hours in any two consecutive calendar weeks."

The amendment was adopted.

Mr. Hankamer offered the following amendment to the bill:

Amend Senate Bill No. 89, Section 1, Subsection 6, page 2, by inserting after the word "day" and before the word "or" in line 29 the following: "or more than the regular seventy-two (72) hours in any one calendar week or more than the regular one hundred forty-four (144) hours in any two consecutive calendar weeks."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

Senate Bill No. 89 was then passed to third reading.

SENATE BILL NO. 89 ON THIRD READING

Mr. Dickison moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 89 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—125

Adkins	Davisson
Alexander	of Eastland
Alsup	Deglandon
Amos	Derden
Baker	Dickison
Bates	Dollins
Beckworth	England
Blankenship	Farmer
Boethel	Felty
Bond	Fielden
Boyer	Fox
Bradbury	Fuchs
Bridgers	Gibson
Broadfoot	Graves
Brown	Hamilton
Burton	Hankamer
Cagle	Hanna
Callan	Harbin
Carssow	Hardin
Cathey	Harper
Cauthorn	Harris of Dallas
Celaya	Harris of Dickens
Cleveland	Hartzog
Colquitt	Heflin
Davis of Haskell	Herzik
Davis of Jasper	Holland
Davison of Fisher	Hoskins

Howard	Petsch
Huddleston	Pope
Hull	Powell
Hyder	Prescott
Jackson	Ragsdale
James	Reader
Johnson of Ellis	Reed of Bowie
Jones of Angelina	Reed of Dallas
Jones of Atascosa	Rhodes
Jones of Falls	Roark
Jones of Wise	Ross
Keith	Russell
Kelt	Rutta
King	Schuenemann
Knetsch	Settle
Langdon	Shell
Lankford	Simpson
Lanning	Skaggs
Leath	Smith of Hopkins
Leonard	Smith
Little	of Matagorda
Loggins	Smith of Tarrant
London	Stocks
Mann	Talbert
Mauritz	Tarwater
Mays	Tennant
McConnell	Tennyson
McCracken	Thornberry
McKee	Thornton
McKinney	Waggoner
Moffett	Walker
Monkhouse	Weldon
Morse	Westbrook
Newton	Winfree
Oliver	Wood
Patterson of Mills	Worley
Patterson of Travis	

Absent

Bell	Morris
Bradford	Nicholson
Dean	Palmer
Harrell	Riddle
Keefe	Sewell
Kenyon	Sharpe
Leyendecker	Stevenson
McFarland	Stinson
Metcalfe	Vale

Absent—Excused

Harris of Archer	Lucas
Johnson of Tarrant	McDonald
Kern	Quinn

The Speaker then laid Senate Bill No. 89 before the House on third reading and final passage.

The bill was read third time.

Mr. Reed of Dallas offered the following amendment to the bill:

Amend Senate Bill No. 89, lines six and seven, page 2, by striking out the following: "Not more than fourteen

(14) men to be on vacation at the same time."

The amendment was adopted.

Senate Bill No. 89 was then passed by the following vote:

Yeas—124

Adkins	James
Alsup	Johnson of Ellis
Amos	Jones of Angelina
Baker	Jones of Atascosa
Bates	Jones of Falls
Beckworth	Jones of Wise
Blankenship	Keith
Boethel	Kelt
Boyer	King
Bradbury	Knetsch
Bradford	Lankford
Bridgers	Lanning
Broadfoot	Leath
Brown	Leonard
Burton	Little
Cagle	Loggins
Carssow	London
Cathey	Mann
Cauthorn	Mauritz
Celaya	Mays
Cleveland	McConnell
Colquitt	McCracken
Davis of Haskell	McFarland
Davis of Jasper	McKee
Davison of Fisher	McKinney
Davisson	Moffett
of Eastland	Monkhouse
Deglandon	Morris
Derden	Morse
Dickison	Newton
Dollins	Oliver
England	Patterson of Mills
Farmer	Patterson of Travis
Felty	Petsch
Fielden	Pope
Fox	Powell
Fuchs	Prescott
Gibson	Ragsdale
Graves	Reader
Hamilton	Reed of Bowie
Hankamer	Reed of Dallas
Hanna	Rhodes
Hardin	Riddle
Harper	Roark
Harrell	Ross
Harris of Dallas	Russell
Harris of Dickens	Rutta
Hartzog	Schuenemann
Heflin	Settle
Herzik	Sharpe
Holland	Shell
Hoskins	Simpson
Howard	Skaggs
Huddleston	Smith of Hopkins
Hull	Smith
Hyder	of Matagorda
Jackson	

Smith of Tarrant	Waggoner
Stocks	Walker
Tarwater	Weldon
Tennant	Westbrook
Tennyson	Winfree
Thornberry	Wood
Thornton	

Absent

Alexander	Metcalfe
Bell	Nicholson
Bond	Palmer
Callan	Sewell
Dean	Stevenson
Harbin	Stinson
Keefe	Talbert
Kenyon	Vale
Langdon	Worley
Leyendecker	

Absent—Excused

Harris of Archer	Lucas
Johnson	McDonald
of Tarrant	Quinn
Kern	

**SENATE BILL NO. 137 ON
SECOND READING**

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 137, A bill to be entitled "An Act providing for and fixing the salaries of the members of the Judiciary of the State of Texas; amending Section 1 of House Bill No. 280, Chapter 148, Acts of the Regular Session of the Forty-third Legislature, as amended by Section 1 of House Bill No. 417, Chapter 355, Acts of the Regular Session of the Forty-fourth Legislature; repealing all laws in conflict herewith, and declaring an emergency."

The bill was read second time.

Question—Shall Senate Bill No. 137 pass to third reading?

**SENATE BILL ON FIRST
READING**

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate Bill No. 386, to the Committee on Conservation and Reclamation.

RECESS

Mr. Petsch moved that the House recess until 2:00 o'clock p. m., today.

Mr. Johnson of Ellis moved that

the House recess until 2:30 o'clock p. m., today.

The motion of Mr. Johnson of Ellis prevailed, and the House, accordingly, at 12:05 o'clock p. m., took recess until 2:30 o'clock p. m., today.

AFTERNOON SESSION

The House met at 2:30 o'clock p. m., and was called to order by the Speaker.

LEAVE OF ABSENCE GRANTED

(By unanimous consent)

Mr. Derden was granted leave of absence for this afternoon, on account of important business, on motion of Mr. Cagle.

**RELATIVE TO HOUSE BILL
NO. 1035**

On motion of Mr. Cathey, by unanimous consent of the House, the caption of House Bill No. 1035 was ordered amended to conform to the changes made in the body of the bill.

**SENATE BILL NO. 137 ON
PASSAGE TO THIRD
READING**

The House resumed consideration of pending business, same being Senate Bill No. 137, Fixing Salaries of Members of the Judiciary, on its passage to third reading.

The bill having been read second time this morning.

Mr. Beckworth offered the following amendment to the bill:

Amend Senate Bill No. 137, by striking out the figures "7,000.00" as applied to the Court of Civil Appeals and insert in lieu thereof the figures "\$6,000.00".

**BECKWORTH,
METCALFE.**

Mr. Thornton offered the following amendment to the amendment:

Amend amendment to Senate Bill No. 137, by striking out the figures "\$7,000.00" as applied to the Courts of Civil Appeals and insert in lieu thereof the figures "\$6,500.00".

Mr. Metcalfe moved to table the amendment to the amendment.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—57

Adkins	Lanning
Alsup	Leyendecker
Amos	Loggins
Bates	London
Beckworth	Mauritz
Boethel	Mays
Bradbury	McConnell
Bradford	Metcalfe
Broadfoot	Oliver
Brown	Palmer
Callan	Patterson of Mills
Cleveland	Powell
Davis of Jasper	Prescott
Davison of Fisher	Ragsdale
Deglandon	Ross
England	Russell
Fuchs	Settle
Hamilton	Sharpe
Harbin	Simpson
Hardin	Smith
Harris of Dickens	of Matagorda
Herzik	Smith of Tarrant
Hoskins	Stevenson
Huddleston	Stocks
Jones of Atascosa	Tarwater
Keefe	Tennyson
Kelt	Walker
King	Weldon
Lankford	Westbrook

Nays—69

Alexander	Hull
Baker	Jackson
Bell	James
Blankenship	Johnson of Ellis
Bond	Jones of Angelina
Boyer	Jones of Falls
Bridgers	Jones of Wise
Burton	Keith
Cagle	Kenyon
Cauthorn	Knetsch
Celaya	Langdon
Colquitt	Little
Davis of Haskell	Mann
Davisson	McCracken
of Eastland	McKee
Dickison	McKinney
Dollins	Moffett
Felty	Monkhouse
Fielden	Morris
Fox	Morse
Gibson	Newton
Graves	Patterson
Hankamer	of Travis
Harper	Petsch
Harrell	Reader
Harris of Dallas	Reed of Bowie
Hartzog	Reed of Dallas
Heflin	Roark
Holland	Rutta

Schuenemann	Thornberry
Sewell	Thornton
Shell	Waggoner
Skaggs	Winfree
Smith of Hopkins	Wood
Talbert	Worley
Tennant	

Absent

Carssow	Leonard
Cathey	McFarland
Dean	Nicholson
Farmer	Pope
Hanna	Riddle
Howard	Stinson
Hyder	Vale
Leath	

Absent—Excused

Derden	Lucas
Harris of Archer	McDonald
Johnson	Quinn
of Tarrant	Rhodes
Kern	

Question recurring on the amendment to the amendment, it was adopted.

Mr. Broadfoot moved that Senate Bill No. 137 be laid on the table.

The motion to table the bill was lost.

Mr. Smith of Hopkins moved to table the amendment by Mr. Beckworth.

The motion to table was lost.

Question recurring on the amendment, as amended, it was adopted.

Mr. Reed of Bowie offered the following amendment to the bill:

Amend Senate Bill No. 137, page 1, Section 1, line 36, by striking out the words and figures "\$10,000.00" and insert in lieu thereof the words and figures "\$7,500.00".

Mr. Davis of Jasper offered the following substitute for the amendment by Mr. Reed of Bowie:

Amend Senate Bill No. 137, Section 1, line 36, by striking out the words and figures "Ten Thousand (\$10,000.00) Dollars" and substituting in lieu thereof the following: "Eight Thousand (\$8,000.00) Dollars".

Mr. Hanna moved to table the substitute amendment.

The motion to table was lost.

Question then recurring on the substitute amendment, it was adopted.

Mr. Graves moved to table the amendment, as substituted.

The motion to table was lost.

Question then recurring on the amendment, as substituted, it was adopted.

Mr. Prescott offered the following amendment to the bill:

Amend Senate Bill No. 137, by adding in an appropriate place the following words:

"All raises in salary shall become effective only after the passage of additional taxes on natural resources."

PRESCOTT,
BECKWORTH,
HOLLAND.

Mr. Thornton raised a point of order, on consideration of the amendment, on the ground that the amendment is vague and indefinite.

The Speaker sustained the point of order.

Mr. Graves offered the following amendment to the bill:

Amend Senate Bill No. 137, by striking out the following language in Section 1:

"Judges of the District Courts of this State shall each be paid an annual salary of Five Thousand (\$5,000.00) Dollars, payable in equal monthly installments."

The amendment was adopted.

Mr. Metcalfe moved to postpone further consideration of Senate Bill No. 137 until next April 29, at 10:00 o'clock a. m.

Mr. Petsch moved to table the motion to postpone the bill.

Question recurring on the motion to table, it was lost.

Question then recurring on the motion to postpone the bill, yeas and nays were demanded.

The roll of the House was called, and the vote announced as follows: Yeas, 67; Nays, 68.

A verification of the vote was requested.

The roll of the "yeas" and "nays" was again called, and the verified vote resulted as follows:

Yeas—62

Adkins	Broadfoot
Alsup	Brown
Amos	Callan
Bates	Cathey
Beckworth	Cleveland
Boethel	Davis of Haskell
Bradbury	Davis of Jasper
Bradford	Davison of Fisher

Deglandon	Leyendecker
England	Loggins
Farmer	London
Fuchs	McKee
Hamilton	Metcalfe
Hanna	Moffett
Harbin	Newton
Harper	Oliver
Harrell	Palmer
Herzik	Patterson of Mills
Holland	Powell
Hoskins	Prescott
Huddleston	Ragsdale
James	Ross
Johnson of Ellis	Russell
Jones of Angelina	Simpson
Jones of Atascosa	Smith of Tarrant
Kelt	Stevenson
King	Stocks
Knetsch	Talbert
Langdon	Tarwater
Lankford	Weldon
Lanning	Westbrook

Nays—65

Alexander	Mauritz
Baker	McConnell
Bell	McCracken
Blankenship	McFarland
Bond	McKinney
Boyer	Monkhouse
Bridgers	Morris
Burton	Morse
Cagle	Patterson
Cauthorn	of Travis
Celaya	Petsch
Colquitt	Pope
Davisson	Reader
of Eastland	Reed of Bowie
Dickison	Reed of Dallas
Dollins	Riddle
Felty	Roark
Fox	Rutta
Gibson	Schuenemann
Graves	Settle
Hankamer	Shell
Harris of Dallas	Skaggs
Harris of Dickens	Smith of Hopkins
Hartzog	Stinson
Heflin	Tennant
Howard	Tennyson
Hull	Thornberry
Hyder	Thornton
Jackson	Waggoner
Jones of Wise	Walker
Keefe	Winfree
Keith	Wood
Kenyon	Worley
Little	

Absent

Jones of Falls
Leath
Leonard
Mann

Mays
Nicholson
Sewell
Sharpe

Smith
of Matagorda
Vale

Absent—Excused

Derden
Harris of Archer
Johnson
of Tarrant
Kern

Lucas
McDonald
Quinn
Rhodes

The Speaker announced that the motion to postpone was lost.

Mr. Reed of Dallas offered the following amendment to the bill:

Amend Senate Bill No. 137, by adding a new section to be known as Section 2-A, to read as follows:

"The District Judges of counties having a population of 325,000 and not over 350,000, according to the last preceding Federal Census, shall receive as Juvenile Judges the salary of \$7,500.00 per year, including the salary as juvenile officer."

REED of Dallas,
HARRIS of Dallas,
BLANKENSHIP.

Mr. Jones of Atascosa moved to postpone further consideration of Senate Bill No. 137 until 10:00 o'clock a. m., next April 23.

Mr. Graves moved to table the motion to postpone the bill.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—64

Alexander
Baker
Bell
Blankenship
Boethel
Bond
Boyer
Burton
Cagle
Celaya
Davisson
of Eastland
Dickison
Dollins
Felty
Fox
Gibson
Graves
Hankamer
Harper
Harris of Dallas
Harris of Dickens

Hartzog
Heflin
Herzik
Hull
Hyder
Jackson
Jones of Angelina
Jones of Wise
Keefe
Keith
Kenyon
Langdon
Little
Mauritz
McFarland
McKinney
Monkhouse
Morris
Morse
Newton
Patterson
of Travis

Petsch
Pope
Reader
Reed of Bowie
Reed of Dallas
Riddle
Rutta
Schuenemann
Settle
Shell
Skaggs
Smith of Hopkins

Stinson
Talbert
Tennant
Tennyson
Thornberry
Thornton
Waggoner
Walker
Winfree
Wood
Worley

Nays—55

Adkins
Amos
Bates
Beckworth
Bradbury
Bradford
Bridgers
Broadfoot
Brown
Callan
Cathey
Cleveland
Colquitt
Davis of Haskell
Davis of Jasper
Deglandon
England
Farmer
Fuchs
Hamilton
Hanna
Harbin
Hardin
Harrell
Holland
Hoskins
Huddleston
Johnson of Ellis

Jones of Atascosa
Kelt
King
Knetsch
Lankford
Lanning
Leath
Leyendecker
Loggins
London
McConnell
Metcalf
Moffett
Oliver
Palmer
Patterson of Mills
Powell
Ragsdale
Roark
Russell
Simpson
Smith of Tarrant
Stevenson
Stocks
Tarwater
Weldon
Westbrook

Absent

Alsup
Carssow
Cauthorn
Davison of Fisher
Dean
Fielden
Howard
James
Jones of Falls
Leonard
Mann

Mays
McCracken
McKee
Nicholson
Prescott
Ross
Sewell
Sharpe
Smith
of Matagorda
Vale

Absent—Excused

Derden
Harris of Archer
Johnson
of Tarrant
Kern

Lucas
McDonald
Quinn
Rhodes

Mr. Keefe moved the previous question on the pending amendment,

and the passage of Senate Bill No. 137 to third reading, and the motion was duly seconded.

Question recurring on the motion for the main question, it was lost.

Mr. Graves raised a point of order, on further consideration of the amendment, on the ground that the amendment is not germane to the bill, and attempts to make a local bill out of a general bill.

The Speaker overruled the point of order.

Mr. Blankenship offered the following amendment to the amendment:

Amend amendment, by adding the following:

"Providing that only \$5,000.00 be paid out of State Funds and \$2,500.00 out of County Funds."

Mr. Bradbury raised a point of order, on consideration of the amendment by Mr. Blankenship, on the ground that the amendment violates certain constitutional provisions.

The Speaker overruled the point of order.

Mr. Alsup raised a point of order, on consideration of the amendment by Mr. Blankenship, on the ground that a similar proposition contained in the amendment has heretofore been defeated.

The Speaker overruled the point of order.

Question then recurring on the amendment to the amendment, it was adopted.

Mr. Hanna moved to table the amendment, as amended.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—34

Amos	Hardin
Beckworth	Hartzog
Bradbury	Huddleston
Bridgers	James
Cagle	Johnson of Ellis
Cathey	Jones of Atascosa
Cleveland	Lankford
Colquitt	Lanning
Deglandon	Leath
Farmer	Leyendecker
Fuchs	Loggins
Graves	McFarland
Hamilton	Monkhouse
Hanna	Newton

Palmer
Prescott
Reed of Bowie
Smith of Tarrant

Stevenson
Walker
Weldon

Nays—47

Adkins	Kenyon
Alexander	Leonard
Alsup	Little
Bates	London
Bell	Mauritz
Blankenship	Metcalfe
Boethel	Moffett
Bond	Morris
Boyer	Morse
Broadfoot	Petsch
Celaya	Ragsdale
Dollins	Reed of Dallas
England	Roark
Fox	Ross
Gibson	Smith of Hopkins
Harrell	Stinson
Harris of Dallas	Stocks
Holland	Talbert
Howard	Tarwater
Hull	Tennant
Jones of Angelina	Thornberry
Jones of Wise	Thornton
Keefe	Winfree
Kelt	

Present—Not Voting

Bradford	Patterson of Mills
Brown	Patterson
Callan	of Travis
Carssow	Powell
Davis of Haskell	Reader
Davis of Jasper	Riddle
Dickison	Russell
Falty	Settle
Harris of Dickens	Sharpe
Herzik	Simpson
Hoskins	Tennyson
King	Waggoner
Knetsch	Wood
McConnell	Worley
McKee	

Absent

Baker	Jones of Falls
Burton	Keith
Cauthorn	Langdon
Davison of Fisher	Mann
Davisson	Mays
of Eastland	McCracken
Dean	McKinney
Fielden	Nicholson
Hankamer	Oliver
Harbin	Pope
Harper	Rutta
Heflin	Schuenemann
Hyder	Sewell
Jackson	Shell

Skaggs
Smith
of Matagorda

Vale
Westbrook
Rhodes

Absent—Excused

Derden
Harris of Archer
Johnson
of Tarrant

Kern
Lucas
McDonald
Quinn

Question then recurring on the amendment, as amended, yeas and nays were demanded.

The roll of the House was called and the vote announced as follows: Yeas, 39; nays, 40; and 28, Present—Not Voting.

A verification of the vote was requested.

The roll of the "yeas" and "nays" was again called, and the verified vote resulted as follows:

Yeas—38

Adkins
Alexander
Alsup
Bates
Bell
Blankenship
Boethel
Bond
England
Fox
Gibson
Hankamer
Harris of Dallas
Heflin
Holland
Howard
Hull
Jones of Angelina
Jones of Wise

Keefe
Langdon
Leath
Leonard
London
McCracken
Metcalf
Morris
Morse
Petsch
Reed of Dallas
Roark
Ross
Stinson
Stocks
Talbert
Thornberry
Thornton
Winfree

Nays—37

Amos
Beckworth
Bradbury
Cagle
Cathey
Cleveland
Colquitt
Deglandon
Farmer
Fuchs
Graves
Hamilton
Hanna
Hardin
Harper
Harrell
Harris of Dickens

Hartzog
Huddleston
James
Johnson of Ellis
Jones of Atascosa
Lankford
Lanning
Leyendecker
Loggins
McFarland
Newton
Palmer
Ragsdale
Reed of Bowie
Smith of Tarrant
Stevenson
Tarwater

Tennant
Walker

Weldon

Present—Not Voting

Bridgers
Brown
Callan
Davis of Haskell
Davis of Jasper
Dickison
Dollins
Felty
Harbin
Herzik
Hoskins
Keith
Kelt
King
Knetsch
Little
McConnell

McKee
Moffett
Patterson
of Travis
Powell
Prescott
Reader
Riddle
Russell
Settle
Simpson
Smith of Hopkins
Tennyson
Waggoner
Wood
Worley

Absent

Baker
Boyer
Bradford
Broadfoot
Burton
Carssow
Cauthorn
Celaya
Davison of Fisher
Davisson
of Eastland
Dean
Fielden
Hyder
Jackson
Jones of Falls
Kenyon
Mann

Mauritz
Mays
McKinney
Monkhouse
Nicholson
Oliver
Patterson of Mills
Pope
Rutta
Schuenemann
Sewell
Sharpe
Shell
Skaggs
Smith
of Matagorda
Vale
Westbrook

Absent—Excused

Derden
Harris of Archer
Johnson
of Tarrant
Kern

Lucas
McDonald
Quinn
Rhodes

The Speaker announced that the amendment, as amended, was adopted.

Mr. Brown offered the following amendment to the bill:

Amend Senate Bill No. 137, by striking out the words and figures "Seven Thousand (\$7,000.00) Dollars" in Section 1-a and substitute in lieu thereof the words and figures "Forty-eight Hundred (\$4,800.00) Dollars."

Mr. Thornton offered the following substitute for the amendment by Mr. Brown:

Amend Senate Bill No. 137, Section

1-a, by changing the salary of the State's Attorney to read "\$6,000.00" in lieu of "\$7,000.00".

Mr. McConnell raised a point of order, on consideration of the amendment, on the ground that the amendment is not germane to the bill.

The Speaker overruled the point of order.

Question recurring on the substitute amendment, it was adopted.

The amendment, as substituted, was then adopted.

Mr. Thornton moved to reconsider the vote by which the amendment, as substituted, was adopted, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Graves offered the following amendment to the bill:

Amend Senate Bill No. 137, by adding a new section to be known as Section 16, and to read as follows:

"Sec. 16. If any section, subsection or paragraph of this Act be held invalid or unconstitutional, such invalidity shall not be held to affect the validity or constitutionality of any other section, subsection or paragraph of this Act."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

Senate Bill No. 137 was then passed to third reading.

MOTIONS TO TAKE UP SENATE BILL NO. 137

Mr. Graves moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 137 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—81

Adkins	Boyer
Alexander	Bridgers
Alsup	Burton
Amos	Cagle
Baker	Celaya
Bell	Colquitt
Blankenship	Davis of Jasper
Boethel	Davisson
Bond	of Eastland

Dickison	McKee
Dollins	McKinney
England	Metcalfe
Felty	Moffett
Fox	Monkhouse
Gibson	Morris
Graves	Morse
Hankamer	Nicholson
Harper	Patterson
Harrell	of Travis
Harris of Dallas	Petsch
Hartzog	Reader
Heflin	Reed of Bowie
Herzik	Reed of Dallas
Holland	Riddle
Hoskins	Roark
Howard	Schuenemann
Hull	Settle
Jackson	Simpson
Jones of Angelina	Skaggs
Jones of Atascosa	Smith of Hopkins
Jones of Wise	Smith of Tarrant
Keith	Stinson
Knetsch	Stocks
Langdon	Talbert
Leath	Tarwater
Leonard	Tennant
Little	Thornberry
Mann	Waggoner
Mauritz	Walker
McConnell	Winfree
McCracken	Wood
McFarland	

Nays—39

Bates	King
Beckworth	Lankford
Bradbury	Lanning
Bradford	Leyendecker
Broadfoot	Loggins
Brown	London
Callan	Newton
Cathey	Oliver
Cleveland	Palmer
Davis of Haskell	Patterson of Mills
Deglandon	Prescott
Fuchs	Ragsdale
Hamilton	Ross
Hanna	Russell
Harbin	Sharpe
Hardin	Stevenson
Harris of Dickens	Tennyson
Huddleston	Thornton
Johnson of Ellis	Weldon
Kelt	

Absent

Carsow	Jones of Falls
Cauthorn	Keefe
Davison of Fisher	Kenyon
Dean	Mays
Farmer	Pope
Fielden	Powell
Hyder	Rutta
James	Sewell

Shell
Smith
of Matagorda

Vale
Westbrook
Worley

Absent—Excused

Derden
Harris of Archer
Johnson
of Tarrant
Kern

Lucas
McDonald
Quinn
Rhodes

Mr. Thornton moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 137 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—92

Adkins
Alexander
Alsup
Amos
Baker
Bates
Bell
Blankenship
Boethel
Bond
Boyer
Bridgers
Brown
Burton
Cagle
Celaya
Colquitt
Davis of Haskell
Davis of Jasper
Davisson
of Eastland
Dickison
Dollins
England
Felty
Fox
Fuchs
Gibson
Graves
Hankamer
Harper
Harrell
Harris of Dallas
Hartzog
Heflin
Herzik
Holland
Hoskins
Howard
Hull
Hyder
Jackson

James
Jones of Angelina
Jones of Atascosa
Jones of Wise
Keefe
Keith
Knetsch
Langdon
Lankford
Leath
Leonard
Leyendecker
Little
Mann
Mauritz
McConnell
McCracken
McFarland
McKee
McKinney
Metcalf
Moffett
Monkhouse
Morris
Morse
Newton
Nicholson
Patterson
of Travis
Petsch
Ragsdale
Reader
Reed of Bowie
Reed of Dallas
Riddle
Roark
Schuenemann
Settle
Shell
Simpson
Skaggs
Smith of Hopkins

Smith of Tarrant
Stinson
Stocks
Talbert
Tennant

Thornberry
Thornton
Waggoner
Winfree
Wood

Nays—31

Beckworth
Bradbury
Bradford
Broadfoot
Callan
Cathey
Cleveland
Deglandon
Hamilton
Hanna
Harbin
Hardin
Harris of Dickens
Huddleston
Johnson of Ellis
Kelt

King
Lanning
Loggins
Oliver
Palmer
Patterson of Mills
Prescott
Ross
Russell
Sharpe
Stevenson
Tarwater
Tennyson
Walker
Weldon

Absent

Carssow
Cauthorn
Davison of Fisher
Dean
Farmer
Fielden
Jones of Falls
Kenyon
London
Mays

Pope
Powell
Rutta
Sewell
Smith
of Matagorda
Vale
Westbrook
Worley

Absent—Excused

Derden
Harris of Archer
Johnson
of Tarrant
Kern

Lucas
McDonald
Quinn
Rhodes

EXPRESSING APPRECIATION TO MEMBERS OF THE HOUSE

The Speaker laid before the House, and had read the following communication:

April 14, 1937.

Hon. H. N. Graves, House of Representatives.

Dear Friend:

Our grief in the recent death of our father was comforted by the passage of House Resolution No. 190, on April 9, 1937. In the loss of our loved ones we must find consolation in our memories of them and the knowledge that they lived life fully, and in departing left this world a finer and better place. The kind words expressed in this resolution adopted by the House of Representatives help

us better to bear the loss we have suffered in the recent death of our father, James B. Blair, who served as a peace officer in Texas for more than 35 years. Your fitting resolution, unanimously adopted and signed by the entire House of Representatives, will always be remembered as one of the kindest expressions of sympathy.

Sincerely yours,
M. B. BLAIR.

BILL SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following enrolled bill:

H. B. No. 440, "An Act defining certain words and phrases as used herein; regulating and controlling the production, preparation, manufacture, possession, transportation, sale, disposition, and use of cocoa leaves, cocaine, opium, morphine, codeine, heroin, and any compound, manufacture, salt, derivative, mixture, and preparation thereof, or of either of them; providing for licenses to persons manufacturing, compounding, mixing, cultivating, growing or otherwise producing narcotic drugs and for wholesalers thereof; providing for an annual license fee; providing to whom manufacturer or wholesaler may sell narcotic drugs; official return and orders for such sales; when possession or control of narcotic drugs lawful; limitation on right of designated persons to administer narcotic drugs; providing for sales by pharmacists upon prescription; what prescription to state; preservation and non-refilling of prescription; sale of stock by legal owner discontinuing dealing in narcotic drugs; sales by pharmacists of solutions containing narcotic drugs; providing for prescription for, or administering, narcotic drugs by physicians or dentist; etc., and providing when this Act shall take effect."

SENATE BILL NO. 106 ON SECOND READING

On motion of Mr. Hankamer, the Twenty-four Hour House Rule, relative to the consideration of printed bills, was suspended, at this time, for the purpose of considering Senate Bill No. 106.

The Speaker then laid before the House, on its second reading and passage to third reading,

S. B. No. 106, A bill to be entitled "An Act repealing House Bill Number 51, Chapter 9, passed by the Forty-third Legislature, at its First Called Session, creating the Bank Deposit Insurance Company, authorizing the liquidation of the affairs of the Bank Deposit Insurance Company; providing a method and a jurisdiction for such liquidation; providing for the right of objection upon the part of any person aggrieved and authorizing a hearing thereon; providing for appeal and writ of error, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 106 ON THIRD READING

Mr. Hankamer moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 106 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—113

Adkins	Hankamer
Alsup	Hanna
Amos	Harbin
Bates	Hardin
Beckworth	Harper
Bell	Harrell
Blankenship	Harris of Dallas
Boethel	Harris of Dickens
Bond	Hartzog
Boyer	Heflin
Bradbury	Holland
Bradford	Hoskins
Bridgers	Howard
Brown	Huddleston
Burton	Hull
Cagle	Hyder
Callan	Jackson
Carssow	James
Celaya	Johnson of Ellis
Cleveland	Jones of Angelina
Colquitt	Jones of Atascosa
Davis of Jasper	Jones of Wise
Davisson	Keefe
of Eastland	Keith
Deglandon	Kelt
Dickison	King
Dollins	Knetsch
England	Langdon
Farmer	Lankford
Fox	Lanning
Fuchs	Leath
Gibson	Leonard
Graves	Leyendecker
Hamilton	Little

Loggins	Reed of Dallas
London	Riddle
Mann	Roark
Mauritz	Ross
McConnell	Russell
McCracken	Settle
McFarland	Sharpe
McKee	Simpson
McKinney	Skaggs
Metcalfe	Smith of Hopkins
Moffett	Smith of Tarrant
Morris	Stinson
Morse	Talbert
Newton	Tarwater
Oliver	Tennant
Palmer	Tennyson
Patterson of Mills	Thornberry
Patterson	Thornton
of Travis	Waggoner
Petsch	Walker
Prescott	Weldon
Ragsdale	Winfree
Reader	Wood
Reed of Bowie	

Absent

Alexander	Nicholson
Baker	Pope
Broadfoot	Powell
Cathey	Rutta
Cauthorn	Schuenemann
Davis of Haskell	Sewell
Davison of Fisher	Shell
Dean	Smith
Felty	of Matagorda
Fielden	Stevenson
Herzik	Stocks
Jones of Falls	Vale
Kenyon	Westbrook
Mays	Worley
Monkhouse	

Absent—Excused

Derden	Lucas
Harris of Archer	McDonald
Johnson	Quinn
of Tarrant	Rhodes
Kern	

The Speaker then laid Senate Bill No. 106 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—121

Adkins	Blankenship
Alexander	Boethel
Alsup	Bond
Amos	Boyer
Baker	Bradbury
Bates	Bradford
Beckworth	Bridgers
Bell	Brown

Burton	Leyendecker
Cagle	Little
Callan	Loggins
Carssow	London
Celaya	Mann
Cleveland	Mauritz
Colquitt	McConnell
Davis of Haskell	McCracken
Davis of Jasper	McFarland
Davisson	McKee
of Eastland	McKinney
Deglandon	Metcalfe
Dickison	Moffett
Dollins	Morris
England	Morse
Farmer	Newton
Fox	Nicholson
Fuchs	Oliver
Gibson	Palmer
Graves	Patterson of Mills
Hamilton	Patterson
Hankamer	of Travis
Hanna	Petsch
Harbin	Pope
Hardin	Prescott
Harper	Ragsdale
Harrell	Reader
Harris of Dallas	Reed of Bowie
Harris of Dickens	Reed of Dallas
Hartzog	Riddle
Heflin	Roark
Herzik	Ross
Holland	Russell
Hoskins	Schuenemann
Howard	Settle
Huddleston	Sharpe
Hull	Shell
Hyder	Simpson
Jackson	Skaggs
James	Smith of Hopkins
Johnson of Ellis	Smith of Tarrant
Jones of Angelina	Stinson
Jones of Atascosa	Stocks
Jones of Wise	Talbert
Keefe	Tarwater
Keith	Tennant
Kelt	Tennyson
King	Thornberry
Knetsch	Thornton
Langdon	Waggoner
Lankford	Walker
Lanning	Weldon
Leath	Winfree
Leonard	Wood

Absent

Broadfoot	Kenyon
Cathey	Mays
Cauthorn	Monkhouse
Davison of Fisher	Powell
Dean	Rutta
Felty	Sewell
Fielden	Smith
Jones of Falls	of Matagorda

Stevenson
Vale

Westbrook
Worley

Absent—Excused

Derden	Lucas
Harris of Archer	McDonald
Johnson	Quinn
of Tarrant	Rhodes
Kern	

NOTICES GIVEN

Mr. Talbert gave notice that he would, on the next legislative day, move to take up, for consideration at that time, House Bill 996, which bill was heretofore laid on the table subject to call.

Notices were given by authors of all bills, which were heretofore laid on the table subject to call, that motions would be made to take same up, for consideration, on the next legislative day.

BILL ORDERED NOT PRINTED

On motion of Mr. Davisson of Eastland, House Bill No. 881 was ordered not printed.

ADJOURNMENT

Mr. Stocks moved that the House adjourn until 10:00 o'clock a. m., tomorrow, April 16.

The motion prevailed, and the House, accordingly, at 5:20 o'clock p. m., adjourned until 10:00 o'clock a. m., Friday, April 16.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills, as follows:

Banks and Banking: Senate Bill No. 245.

Criminal Jurisprudence: House Bill No. 937; Senate Bills Nos. 20 and 453.

Counties: House Bill No. 1102.

Education: Senate Bill No. 455.

Game and Fisheries: House Bill No. 1103.

Live Stock and Stock Raising: House Bills Nos. 842, 881 and 1079.

Military Affairs: Senate Bill No. 402.

The Committee on Conservation and Reclamation filed an adverse report on House Bill No. 419.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,

Austin, Texas, April 14, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 94, Authorizing the State Highway Department to lend welding machine equipment to the County of Grimes, Texas.

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 14, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 95, Instructing the Enrolling Clerk to amend the caption of House Bill No. 377.

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 14, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 449, "An Act to amend Subsection 62, Article 199, Title 8, of the Revised Civil Statutes of Texas, 1925 revision; and to rearrange, and re-create the 62nd Judicial District of Texas, to rearrange, change, and prescribe the terms of holding District Court in the 62nd Judicial District; to add Franklin County to the 62nd Judicial District of Texas; and providing that the 8th and 62nd Judicial District Courts in Hunt County and Delta County, shall have concurrent jurisdiction with each other in said Counties respectively throughout the respective limits thereof, of all matters, civil and criminal, of which jurisdiction is given to the District Court by the Constitution and Laws of the State; and providing that the 6th and 62nd Judicial District Courts in Lamar County shall have concurrent jurisdiction with each other in said

County throughout the limits thereof, of all matters, civil and criminal, of which jurisdiction is given to the District Court by the Constitution and laws of the State; and providing that the 76th and 62nd Judicial District Courts in Franklin County shall have concurrent jurisdiction with each other in said County throughout the limits thereof, of all matters, civil and criminal, of which jurisdiction is given to the District Court by the Constitution and laws of the State; and providing that the Judges of the District Courts of Hunt, Lamar, Delta, and Franklin Counties respectively, may, in their discretion, whether in termtime or vacation, transfer any case or cases, civil or criminal, that may be pending in such Courts to the other District Court of said Counties respectively, by order or orders entered upon the minutes and permitting the Clerk of the Court to enter such transfers on the docket of such Court; and providing that the Judge of the 62nd Judicial District shall never impanel the Grand Jury in said Court in the Counties of Hunt, Lamar, Delta, and Franklin unless in his judgment he thinks it necessary; and validating and continuing all processes and writs, bonds and recognizances and making them returnable to the terms of Court in the several Counties in said District, as herein fixed; and providing that the Clerks of the District Court of Delta and Hunt Counties respectively, as heretofore constituted, and their successors in office shall continue and be Clerks of both the 8th and 62nd Judicial District Courts in said Counties respectively; and that the Clerk of the District Court of Lamar County and his successors in office shall be and continue to be Clerk of both the 6th and 62nd District Courts in said County; and that the Clerk of the District Court of Franklin County, as heretofore constituted, and his successors in office shall be the Clerk of both the 76th and 62nd District Courts in said County; and making all processes, writs, judgments, and other proceedings in said Court valid and returnable as herein rearranged; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 14, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 377, "An Act amending Section 6 of Article III of House Bill No. 8, Acts, Forty-fourth Legislature, Third Called Session, exempting from taxation any admission collected for dances, moving pictures, operas, plays, and musical entertainments, all proceeds of which inure exclusively to the benefit of State, religious, educational, or charitable institutions, organizations, or societies, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 14, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 659, "An Act defining 'livestock auction commission merchants', prescribing their duties as such livestock auction commission merchants, requiring them to give bond in a solvent surety company authorized to do business in this State, with a capital stock of not less than Five Hundred Thousand (\$500,000.00) Dollars, such bond to be approved by the County Judge of such county; to require such livestock auction commission merchants to keep an accurate description of the livestock so sold by them in auction, giving marks and brands thereof, if any; to make quarterly reports to the Commissioners Court of the county in which they carry on such business, and providing penalties therefor, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 15, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 440, "An Act defining certain words and phrases as used herein; regulating and controlling the production, preparation, manufacture, possession, transportation, sale, disposition, and use of coca leaves, co-

caine, opium, pyote, mescal beans, morphine, codeine, cannabis, heroin, and any compound, manufacture, salt, derivative, mixture, and preparation thereof, or of either of them; providing for licenses to persons manufacturing, compounding, mixing, cultivating, growing, or otherwise producing narcotic drugs and for wholesalers thereof; providing for an annual license fee; providing the Department of Public Safety may revoke license for cause; providing to whom manufacturer or wholesaler may sell narcotic drugs; official return and orders for such sales; when possession or control of narcotic drugs lawful; limitation on right of designated persons to administer narcotic drugs; providing for sales by apothecaries upon prescription; what prescription to state; preservation and nonrefilling of prescription; sale of stock by legal owner discontinuing dealing in narcotic drugs; sales by apothecaries of solutions containing narcotic drugs; providing for prescription for, or administering, narcotic drugs by physicians or dentists; what prescription to state; providing for return of unused drugs; prescription for, or administering, narcotic drugs by veterinarians; what prescription to state; providing to what acts or sale provisions of Act do not apply; to what conditions, exceptions, subjected; when no limit on kind and quantity of narcotic drug prescribed or sold; providing for records to be kept by physicians, dentists, veterinarians, and other authorized persons, for records to be kept by manufacturers and wholesalers, for records to be kept by apothecaries, for records to be kept by vendors of exempted preparations; form of records prescribed by State Board of Pharmacy; what records to state; preservation thereof; record of narcotic drug laws destroyed or stolen; providing what labels to be affixed to narcotic drugs in packages and what said labels to state; what labels to be affixed to narcotic drugs sold by pharmacists on prescription and what said labels to state; when narcotic drugs to remain in container in which sold; providing to whom provisions of Act restricting possession and control of narcotic drugs do not apply; providing that any store, shop, warehouse, dwelling house, building, vehicle, boat, aircraft, or other place deemed a common nuisance for purposes of Act; providing that narcotic drugs manufactured, sold, or had

in possession in violation of this Act are contraband and subject to seizure and confiscation; providing for seizure of contraband narcotic drugs without warrants; providing for issuance of search warrants by magistrates upon proper information to search for and seize contraband narcotic drugs; providing for the forfeiture of and disposal of forfeited narcotic drugs; records to be kept for the Department of Public Safety; providing to whom copy of judgment and sentence, on conviction of violation of Act, to be sent; suspension or revocation by Court of license on conviction of defendant; reinstatement of license or registration; providing for inspection of prescriptions, orders, and records and stocks of narcotic drugs by officers charged with the duty of enforcing the provisions of this Act; when officer may divulge knowledge obtained by such inspection; prohibiting the obtaining of narcotic drugs by fraud, deceit, misrepresentation, or subterfuge, by forgery or alteration of prescription or written order, by concealment of material fact, by use of false name or false address; providing when communication to physician not privileged; prohibiting false statement in prescription order, report, or record; prohibiting the false assumption of title of manufacturer, wholesaler, apothecary, physician, dentist, veterinary, or other authorized person for the purpose of obtaining narcotic drugs; prohibiting the forgery of prescription or written order; providing that provisions of Section 20 apply to transactions under Section 8 hereof; providing that in any indictment, information, or complaint hereunder, it shall not be necessary to negative any exception, excuse, proviso, or exemption contained in this Act; placing burden of proof thereof upon defendant; providing who shall enforce the provisions of this Act and providing for their cooperation with agencies of other States and Federal Government, which agencies are charged with the enforcement of laws relating to narcotics; appropriating Twenty Thousand (\$20,000.00) Dollars out of the General Fund of this State to insure the adequate enforcement of the provisions of this Act; providing for the Department of Public Safety to pay the salary of an Assistant Attorney General specifically designated to help administer and enforce the provisions of this Act out of such appropriation; providing

penalty for violation of Act; providing that suspended sentence law shall not be available to person convicted for violation of Act; providing that no prosecution for violation if previously acquitted or convicted of same violation under Federal Narcotic Act; providing that if any provision hereof is held to be invalid, other provisions will not be affected; providing for the rule of construction of this Act; repealing Chapter 35, page 45, Acts of the Regular Session of the Twenty-ninth Legislature, 1905, as amended by Chapter 150, page 277, Acts of the Regular Session of the Thirty-sixth Legislature, 1919, as amended by Chapter 61, page 156, Acts of the Second Called Session of the Thirty-sixth Legislature, 1919; Chapter 150, page 277, Acts of the Regular Session of the Thirty-sixth Legislature, 1919, Chapter 97, page 154, Acts of Regular Session, Forty-second Legislature, 1931, as amended by Chapter 204, page 609, Acts, Regular Session, Forty-third Legislature, 1933, repealing all laws or parts of laws inconsistent herewith; providing how this Act shall be cited; providing when this Act shall take effect, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 15, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 96, Authorizing the Enrolling Clerk to make certain corrections in House Bill No. 440.

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

FIFTY-THIRD DAY

(Friday, April 16, 1937)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Calvert.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Bates
Adkins	Beckworth
Alsup	Bell
Amos	Blankenship

Boethel	Leonard
Bond	Leyendecker
Boyer	Little
Bradbury	London
Bradford	Mann
Broadfoot	Mauritz
Brown	Mays
Burton	McConnell
Cagle	McCracken
Callan	McFarland
Cathey	McKee
Cauthorn	Metcalfe
Celaya	Moffett
Cleveland	Monkhouse
Colquitt	Morris
Davis of Jasper	Morse
Davison of Fisher	Newton
Davisson	Nicholson
of Eastland	Oliver
England	Patterson of Mills
Farmer	Patterson
Felty	of Travis
Fielden	Petsch
Fox	Pope
Fuchs	Powell
Gibson	Prescott
Graves	Ragsdale
Hamilton	Reader
Hankamer	Reed of Bowie
Hanna	Reed of Dallas
Harbin	Riddle
Hardin	Roark
Harris of Dallas	Ross
Harris of Dickens	Russell
Hartzog	Rutta
Heflin	Settle
Herzik	Sewell
Holland	Shell
Hoskins	Simpson
Howard	Skaggs
Huddleston	Smith of Hopkins
Hull	Smith
Jackson	of Matagorda
James	Smith of Tarrant
Johnson of Ellis	Stinson
Johnson	Stocks
of Tarrant	Talbert
Jones of Angelina	Tarwater
Jones of Atascosa	Tennant
Jones of Falls	Tennyson
Jones of Wise	Thornberry
Keefe	Thornton
Kelt	Vale
Kenyon	Waggoner
Knetsch	Walker
Langdon	Weldon
Lankford	Westbrook
Lanning	Winfree
Leath	Wood

Absent—Excused

Alexander	Davis of Haskell
Baker	Dean
Bridgers	Deglandon
Carssow	Derden